New-York Daily Times.

VOL. VI....NO. 1677. NEW-YORK, TUESDAY, FEBRUARY 3, 1857. PRICE TWO CENTS.

were then removed from the room, and the inquest was resumed. The first witness was Snodgrass,—a genteel young man about 19 or 20 years of age, rather of light complexion, with an adolescent beard. He is the son of the distinguished Rev. Dr. Snodgrass, formerly of Murray-street Church, in this City, then of Troy, now now of Goshen, Orange Co. He was first examined (Messrs. Ulmitzer and Thayer being seated close by, keeping vigilant watch over the questions and responses) by the Coroner.

EXAMINATION OF SNODGRASS.

Q.—What is your name? A.—George Vell Snodgrass.

Q.—Do you reside in this house? A.—I do.

Q.—How long have you resided here? A.—I came here from the middle of November or from that to the end of December last; somewhere thereabouts.

Q.—Did you come here as a stranger to apply for board? A.—I did not; I was invited by Mrs. Cunningham as a friend; I came at her request.

Q.—You were intimate with the family? A.—I was intimate with Mrs. Cunningham and her two daughters.

Q.—Did you know Mr. Eckel? A.—I was not well acquainted with him; I have seen him here.

Q.—Now, sir, by the virtue of your solemn oath, were you not in the habit of sitting in Mrs. Cunningham's bedroom with Mr. Eckel? A.—I was not in the habit of doing so; I have sat there with him.

Q.—Did you ever see Dr. Burdell sitting in Mrs. Cunningham's bedroom when you and Mr. Eckel were there? A.—I never did; I never saw him in the bedroom at all.

Q.—Did you ever observe any close intimacy between Mrs. Cunningham and Dr. Burdell? A.—I never did, sir, No.

Q.—Did you know nothing of their marriage? A.—I suspected that they were married; I thought to myself that they must be so.

Q.—What made you suspect they were married? What caused you to think so? A.—The authority he exercised over the family made me think so.

Q.—Now, as you were very intimate with Mrs. Cunningham, did she ever tell you that she was not married, and that she had rebuked Dr. Burdell for a breach of promise? A.—She did not.

Q.—Did you never hear from any other party in the house that they had had a row relating to a breach of promise? A.—(After much hesitation.) Yes, sir.

Q.—Whom did you hear it from? A.—Miss Helen Cunningham.

Q.—Now, Sir, do you mean to tell this Jury that, notwithstanding you were on such intimate terms with Mrs. Cunningham that she invited you to live in her house, she never exchanged words with you relative to a breach of promise of marriage? Do you mean to tell me and this Jury that, Sir? A.—I do. She did not tell me so. She said nothing to me about it.

Q.—Did she ever tell you that she accused Dr. Burdell of stealing papers out of the secretary or some other place? A.—No, Sir.

Q.—Did any other person tell you that she accused him of stealing papers? A.—They did not; no one told me so.

Q.—Were you much in the house? were you a long time here together? A.—I do not understand you, Sir.

Q.—Did you not spend the principal portion of every day in the house? A.—No, Sir; I was at my business.

Q.—Were there not some days that you were here nearly altogether? A.—From the Monday after New-Year's Day, till the following Monday, I was here nearly all the time, or during the greater part of the day.

Q.—What was Dr. Burdell's usual hour of going out in the morning? A.—I think it was from about eight o'clock to half past eight.

Q.—What time did he dine? A.—I do not know.

Q.—Did he dine in the house? A.—He did not; at least, I never saw him dine here.

Q.—Generally speaking, about what time did he use to return home at night? A.—As far as I have seen, he used to come home from ten to two o'clock at night.

Q.—Have you ever known him come home so late as two o'clock? A.—Yes, Sir, I let him in about two o'clock last Thursday night.

Q.—When? A.—Last Thursday night, or, rather, last Friday morning.

Q.—Was the hall door fastened? A.—It was locked, but not bolted. It could not be opened without a latch-key.

Q.—Sir, do you mean to tell me that a man so familiar with the family as Dr. Burdell, and whom you describe as having authority over the family—do you mean me and this Jury to understand that he did not possess a night-key? I ask you, Sir, by the virtue and solemnity of the sacred oath you have taken, if you wish us to understand that? A.—I do not know whether he had a night-key. The door cannot be opened on the outside without one.

Q.—How did you come to let him in, Sir? A.—I let him in because he rang the bell.

Q.—Did you ever know the hall-door to be bolted at night? A.—I do not recollect. I think I never did.

Q.—When did you last see Dr. Burdell on Friday? A.—The last time I saw him on Friday was about eight or half-past eight in the morning.

Q.—You did not see him any more, then, until you saw him dead? A.—No, Sir, that was the last time I saw him alive.

Q.—Where were you, Sir, on Friday evening, at seven o'clock? A.—I should judge I was eating my dinner in this house at seven o'clock.

Q.—Who dined with you? A.—When I went into the room, Mrs. Cunningham's children, George and Miss Helen, were there.

Q.—I ask you, Sir, who dined with you? A.—No one dined with me; the children were there.

Q.—They were the only persons who dined with you? A.—They were in the room, but did not dine with me.

Q.—Was Mrs. Cunningham there? A.—I think not; no, Sir, she was not.

Q.—Was Mr. Eckel there? A.—He was not there.

Q.—Did you see Mr. Eckel that evening? A.—I met him as I was going down stairs to dinner.

Q.—What did you do after you had dined? A.—I went up to the drawing-room.

Q.—Who was in the drawing-room? A.—There was nobody there, to my knowledge, when I came up.

Q.—How long did you remain there? A.—I think I remained there some twenty minutes?

Q.—Where did you go when you left the drawing-room? A.—I think I went up stairs; I would not be willing to swear that I did.

Q.—If you did go up stairs, where did you go afterwards? A.—I returned to the drawing-room.

Q.—Who was there when you returned? A.—I think Mrs. Cunningham was there; I am not certain.

Q.—What time was it then? A.—I should judge it was about half-past seven o'clock.

Q.—What did you next do? A.—I went out.

Q.—Did you go out alone? A.—No; Miss Helen Cunningham asked me to go out with her, to buy a veil and some writing-paper.

Q.—How long were you out? A.—From a half to three-quarters of an hour.

Q.—Did you go into the drawing-room on your return? A.—I think that I and Miss Helen Cunningham went in and sat down for about fifteen minutes to half-an-hour.

Q.—Who was in the drawing-room then? A.—I believe that George and Willie, Mrs. Cunningham's sons, were there.

Q.—Were they the only persons? A.—I think they were.

Q.—Where did you go next? A.—I went up stairs to Mrs. Cunningham's room.

Q.—Do you mean her room or her bedroom? A.—Her bedroom.

Q.—What time was it then? A.—I should judge it was then about nine o'clock.

Q.—Who was in the room when you went into it? A.—Miss Augusta Cunningham and Miss Helen Cunningham were there.

Q.—Was Mrs. Cunningham there? A.—I cannot say whether she was or not.

Q.—Was Mr. Eckel there? A.—He was not.

Q.—Where was Mrs. Cunningham, if she was not there? A.—I would not be willing to state positively that she was up stairs or not.

Q.—Did you come down stairs again that night? A.—I did.

Q.—How long did you remain up stairs before you came down? A.—About an hour, or an hour and a half.

Q.—What time was it when you came down? A.—About half-past ten o'clock, as near as I can judge.

Q.—Who was in the parlor when you came down stairs? A.—I did not go to the parlor; I went to the kitchen.

Q.—Did you not see if anybody was in the parlor? A.—I did not look into the parlor.

Q.—Whom did you find in the kitchen? A.—There was nobody in the kitchen to my knowledge; everything was dark.

Q.—What did you want in the kitchen at that time of night, when everything was dark? A.—I came down for a pitcher of water, and intended to get some cider; if I had not wanted some cider, I should have got the water in the bath-room.

Q.—Well, you got the water and the cider? A.—I did not get any cider; I got only the water.

Q.—On your return did you observe whether the drawing-room doors were open or shut? A.—I think they were shut, or I should have noticed them. I would not be willing to swear, however.

Q.—Was there no light in the hall? A.—I think when I came down stairs I lit the lamp in the hall, on the second floor, by Dr. Burdell's rooms, and extinguished it as I went back again.

Q.—You did not go into the drawing-room at all, at that time? A.—I did not.

Q.—When you went up stairs again where did you go to? A.—To Mrs. Cunningham's room.

Q.—Her bedroom? A.—Yes.

Q.—Who was in the room? A.—Mrs. Cunningham, her two daughters, Mr. Eckel, and, I think, her two sons.

Q.—What were they talking about? A.—I do not know.

Q.—How long did you stay there? A.—Some ten, fifteen, or twenty minutes.

Q.—And did you hear no conversation during that time? A.—There was none that I heard.

Q.—What! do you mean to say that during fifteen or twenty minutes the room was as silent as a Quaker's meeting? A.—Oh, sometimes I was talking.

Q.—Well, what was said? A.—Mrs. Cunningham's daughter spoke of going to school in the morning.

Q.—What time did you leave the room? A.—I left the room to retire to bed from half-past ten to eleven o'clock, as nearly as I can state.

At this point in the examination, the City Judge and District-Attorney entered the room and took seats near the Coroner.

Examination resumed.—Q.—Are you positive that when you retired you left Mrs. Cunningham and her daughter Augusta in the room? A.—I am positive I left them there.

Q.—Did you leave Mr. Eckel there? A.—I think he went out before I did.

Q.—Where did you go when you left the room? A.—I went to my own bedroom, on the fourth floor.

Q.—Did you come down stairs any more that night? A.—I did not.

Q.—Did you hear any noise during the night? A.—(Shaking his head resolutely.)—Not one particle.

Q.—Did Mr. Eckel go to bed before you did? A.—I would not be willing to swear that he did.

Q.—When did you get the first notice of the murder? A.—The first notice I got of the murder was about nine o'clock on Saturday morning.

Q.—Who told you? A.—The cook. She came up to the room where I was.

Q.—What did you do then? A.—I rushed immediately down to Dr. Burdell's room.

Q.—What did you next do? A.—I went up stairs and informed the family.

Q.—Did you notice any peculiarity in Mrs. Cunningham's appearance when you told her? A.—I thought she was going to faint, and I caught her.

Here the Coroner, turning to the District-Attorney and City Judge, said he would be glad if they would assist him in examining the witness. The District-Attorney replied that they were reading the Coroner's minutes of the examination taken before they entered the room. The Coroner resumed his queries to the witness.

Q.—Did you go out to fetch in anybody? A.—I went and fetched Dr. Roberts; I went at Mrs. Cunningham's request.

Q.—She told you to go? A.—Not exactly; she cried out "Roberts, Roberts," and I thought she wanted him to be sent for.

Q.—He is a dentist, is he not? A.—He is.

Q.—And a friend of the family? A.—Yes; he knows the family very well.

Q.—Then you did not go for him to do anything for the dead man? A.—I did not; I went for him because Mrs. Cunningham seemed to want him.

Q.—What was Mrs. Cunningham doing when he came? A.—She was sitting in a chair; she tried to get up, but I held her down; she was raving and saying all manner of things; I don't think any one could tell what she was speaking about.

Q.—What did Dr. Roberts say to her? A.—He tried to soothe her.

Q.—What o'clock was it then? A.—I cannot say.

Q.—Was Mr. Eckel at breakfast that morning? A.—He was not.

Q.—What time did he leave the house that morning? A.—I do not know; I heard he left sometime before breakfast.

Q.—Was he not always in the habit of breakfasting with the family until that morning? A.—He was.

Q.—Did any one tell you about his going out that morning? A.—Mrs. Cunningham told me that he went out that morning very early; I had known of the circumstance the night before.

Q.—Now, Sir, by virtue of the solemnity of the oath you have taken, did not Mrs. Cunningham leave the house in a carriage soon after breakfast? A.—(With great deliberation)—I am most willing to testify that she did not.

Q.—Did you not know, or did you not hear that she left the house that morning? A.—I did not; I can testify, if necessary, why Mr. Eckel left the house that morning; the night before, when Mrs. Cunningham and myself came in from our walk, we saw a letter upon a table in the drawing-room; we thought it was a circular, and opened it; we found it was a request from some person, for Mr. Eckel to come to his office exactly at eight o'clock, and asking him to bring his "fat book."

Q.—His what? A.—His "fat book;" he was a tallow chandler.

The District-Attorney here took up the examination, and continued to question the witness:

Q.—The note was left on which table? A.—On this work-table. It was not sealed at all.

Q.—Nor directed? A.—I think Mr. Eckel's name was on the back of it.

Q.—What time in the evening was that? A.—It was before we went to Mrs. Cunningham's room.

Q.—There was a shirt brought up stairs marked "Ketchum." How came that to be there? A.—It was mine, Sir; I thought, a short time ago, that I would like to go to the country; I called on a friend of mine named Ketchum, in Twenty-third-street, to go with me to Westport; not having much clothes with me, I borrowed a shirt from him, and have kept it since.

Q.—This was a borrowed shirt then? A.—Yes, Sir. I have had it in my possession ever since.

Q.—When did you last wear this shirt? A.—I took it off last Tuesday night, I think, and threw it into the store room with dirty clothes.

Q.—What part of the room did you throw it? A.—Into the corner.

Q.—When you threw it there, was it free from blood and clean except such dirt as got in wearing? A.—Yes, Sir.

Q.—There was no other shirt so marked except this one? A.—Not in my possession.

Q.—Were you in the habit of throwing your soiled linen in that room? A.—Yes, Sir.

Q.—Your washing was done in the house? A.—Yes, Sir.

Q.—Which of the attic rooms did you occupy as your bedroom? A.—The large front one.

Q.—Did any one occupy it with you? A.—Mrs. Cunningham's two little boys; it is the right hand room, as you go up stairs.

Q.—There is a room besides that; what is it used for? It was used for my bedroom; being cold, I preferred to sleep in the other room.

Q.—Did you ever know of a fire being in that little room? A.—I think I have, Sir; I have not seen the fire, although I have reason to believe there was a fire there one Sunday, from the light in there.

Q.—Who occupied the room? What was it used for? A.—Nothing to my knowledge at all.

Q.—Did you leave your room-door open, or shut it, when you slept? A.—Not open as a general thing; although I never locked it; but on the night of this transaction it was open.

Q.—You left it open that night? Why was that? A.—By accident, I suppose; the doyr was open when I blew the candle out.

Q.—Did you know it was open? A.—Yes, Sir. I thought of getting up to shut it.

Q.—What made you think of getting up? A.—Nothing, but that Mrs. Cunningham said she had rather we would lock our doors at night. She never made that remark previous to the coats being stolen.

Q.—Were you disturbed on this Friday night? A.—Not a particle, Sir. It was just when I got into bed I thought of shutting the door.

Q.—Why did you not shut it? A.—I do not know, except that it was too cold, and I did not wish to get up again.

Q.—What time did you go to bed on Friday night? A.—I think it was about 11 o'clock.

Q.—Did you go to sleep immediately? A.—I think so, and I did not awake up until about nine o'clock the next morning, or not so late.

Q.—Did the boys, George and Willy, sleep with you that night? A.—Yes, Sir. No one else.

Q.—Did you hear any disturbance in the closet near you? A.—No, Sir.

Q.—Did you hear any one in the next room when you were going to bed? A.—I think Miss Helen Cunningham came up to her room and went down again. I cannot be certain.

Q.—Her room is the back room on the attic? A.—Yes.

Q.—Who slept there? A.—The two young ladies, and no one else.

Q.—Where did the domestics sleep? A.—In the store-room, next to the young ladies.

Q.—This large room of Mrs. Cunningham's, where she slept—who was in the habit of going there? A.—I cannot say, but that we were all in the habit of going there.

Q.—All the persons in the house went there, more or less? A.—All of us that lived there as members of the family, were in the habit of going there.

Q.—Did you pass a good many evenings there? A.—Yes, Sir. Mrs. Cunningham and her daughters, when going up, would ask for the pleasure of our company, and we would go up and sit there.

Q.—Did Dr. Burdell go up and spend the evening there? A.—Not to my knowledge.

Q.—Did Mr. Eckel? A.—Yes, Sir.

Q.—He was home almost every evening? A.—Yes, sir, unless some one called for him.

Q.—Was he regular at breakfast, or used he be late? Did you all breakfast together, or did each one breakfast as he got up? A.—We always breakfasted together, until a week or ten days ago, when I got my breakfast early and went down to the store.

Q.—When you first became a member of Mrs. Cunningham's family where did the boys sleep? A.—In the room which we now occupy.

Q.—Where did the young ladies sleep? A.—When I first came I did not know anything about that; after I became a little acquainted, I saw that the boys occupied the room I do now; the young ladies slept in the back room, and I had the small room.

Q.—Did you ever hear the young ladies to sleep with their mother? A.—I have known them one night; I think they did on Friday night.

Q.—Do you know they did? A.—I know they did either that night or Thursday night.

Q.—Why do you have that recollection? A.—Because Mrs. Cunningham's daughter was going to leave the next morning.

Q.—Did she leave the next morning? A.—No, Sir.

Q.—You did not know whether it was Thursday or Friday night? A.—I think it was Friday night, although I would not swear positively. I know I left them in Mrs. Cunningham's room; I think that Miss Helen Cunningham went up stairs and came down again.

Q.—They expressed the intention of sleeping there, but you do not know whether they did or not? A.—That is it.

Q.—Was it one of the young ladies, or both? A.—Both.

Q.—Did you hear Mrs. Cunningham ask them to sleep with her that night? A.—Not to my knowledge.

Q.—Did this room of Mrs. Cunningham's communicate with Mr. Eckel's by a door? A.—Yes, Sir.

Q.—Mr. Eckel slept on a press bed, like a book-case? A.—Yes, Sir.

Q.—Did you ever see that bed drawn out? A.—To my personal knowledge it was, all day long.

Q.—It pretty well fills up the room, then? A.—Yes, Sir.

Q.—When did you first make the acquaintance of Dr. Burdell? A.—About the time that I came here to stay; that is, between the middle of November and the first of December.

Q.—Describe Dr. Burdell's habits while in the house, such as struck you? A.—I always had an idea that Dr. Burdell was a very ill-tempered man.

Q.—I mean habits as a guest of the house; how he came in and went out, what he said, and all that. Was he in the habit of breakfasting there at any time? A.—He never took a meal, to my knowledge, in the house.

Q.—Were you much in the house? A.—From the Monday after New-Year's to the Monday following I was there pretty much all the time.

Q.—Did you see anything then? A.—Nothing to attract me particularly.

Q.—Did you ever go into his back room? A.—Yes, Sir, he has fixed my teeth, and has drawn teeth for me.

Q.—Did you ever meet Mrs. Cunningham in there? A.—Yes, Sir—not more than two or three times.

Q.—What was the manner of their intercourse together? A.—I have never seen them say a great deal to each other.

Q.—When they would speak, what was his manner? When they were together, did you see anything? A.—Not at all.

Q.—You stated that you always thought Dr. Burdell and the wife married. Did you express that thought to any one? A.—It was a private opinion I had; I would not be willing to say I did not.

Q.—Do you remember having done so? A.—No, Sir.

Q.—What was it that impressed you with that idea? A.—Miss Helen Cunningham; she said she had reason to suspect it was the case.

Q.—When was it she said that? A.—I cannot say.

Q.—Apart from what she told you, would you have thought they were man and wife? A.—That would lead me to believe it strongly; having heard it from her was probably the reason of my suspicions.

Q.—You saw that Mrs. Cunningham slept alone and that Dr. Burdell had a bedroom to himself—did that strike you as strange? A.—Yes; I have thought it strange.

Q.—Was it ever remarked about in the house—they being man and wife and why they did not live together? A.—Nothing I heard except what Miss Cunningham told me; she told me confidentially.

Q.—When she told you what did you say to her? A.—I expressed surprise; she said it was confidential; I replied that I would never repeat it.

Q.—You never spoke to Mrs. Cunningham about it at all? A.—No, Sir.

Q.—How did Dr. Burdell address her? when he spoke to her what did he call her? A.—I have never observed.

Q.—Did he call her "Madam," or "Ma'am?" A.—I cannot say.

Q.—Did he speak to her without any prefix? A.—I did not notice any.

Q.—After you were told that she was married, did you not observe to see how he addressed her? A.—No, Sir, never.

Q.—Did you ever see him in her room? A.—Never, I think, but once, and that was the time she was sick.

Q.—Has Mrs. Cunningham ever talked to you about the Doctor? A.—Yes, Sir. She said at the time of the party that he was making a great deal of trouble about the house in consequence of the party; that he acted as if he did not wish Mrs. Cunningham to have the party.

Q.—When was that? A.—The party was on the 14th of January, I think.

Q.—In what kind of tone did she speak—angrily, pettishly, or how? A.—I did not observe. She told me that if ever we had any trouble at night, she would put it in my hands and Mr. Eckel's to get an officer.

Q.—Did she say what kind of trouble she anticipated? A.—No; I understood her to mean that if he came down into the parlors, and slammed through the house; I do not know whether she spoke to me, or I to her, about the police officer.

Q.—He did not want the party in the house? A.—I should suppose so, from what she said.

Q.—Were you at the party? A.—Yes, Sir. There was a large party.

Q.—Music and dancing? A.—Yes, Sir.

Q.—Was it given by the young ladies? A.—It was given by Miss Augusta, as being the night of her birthday.

Q.—Did the Doctor make his appearance at the party? A.—No. I saw him about seven or eight o'clock go out with Mrs. Demming, of Brooklyn; I supposed they were going to Broodlyn, but Mrs. Demming returned afterwards.

Q.—She returned without him? A.—I did not see when she came back, but saw her after.

Q.—Did she stay all night? A.—No; I went with her to Great Jones-street.

Q.—Did you see the Doctor that night again? A.—No, Sir.

Q.—Did the Doctor say anything to you about the party? A.—No, Sir.

Q.—Was any more reference made by Mrs. Cunningham about trouble between her and the Doctor? A.—I should judge not, that I heard.

Q.—Did you hear her say anything about the Doctor's money matters? A.—Yes, Sir; that he owed her money to the neighborhood of $550; that he tried to borrow money of her, and she was not willing to lend it.

Q.—Did you consider yourself a kind of confidant? A.—Yes, Sir; I had reason to do anything I could for the family.

Q.—Did you ever see Mrs. Cunninhham pay the Doctor money? A.—I saw Mrs. Cunningham have $25 in her hand, and going down to pay him; I think she got a receipt for it; now that I think, it was Dr. Burdell that paid the money to her, and she gave him a receipt.

Q.—Was it a check or money? A.—Money.

Q.—How long ago was this? A.—I think the week before last.

Q.—Did you see any money transactions between them? A.—Not to my personal knowledge.

Q.—Did you ever see her give him money? A.—Not to my knowledge.

Q.—Were you ever called on to witness any legal paper by the Doctor or by her? A.—No, Sir.

Q.—Did she ever say to you what she intended to do with the house after the 1st of June. A.—Yes; she said she was going to give it up, and going to Europe with her daughter.

Q.—Did she say why? A.—No, Sir, only that she was tired of house-keeping; that she had trouble of mind, and she wished to put her daughter to school.

Q.—Did she say anything about the lease of the house? A.—I do not know; but I think I have a slight recollection that Dr. Burdell was to hold the lease; I think I have heard something of that kind from somewhere or other.

Q.—Has she ever talked to you about the lease? A.—I think not, Sir.

Q.—Did she ever talk to you about any note which the Doctor had given her? A.—Not to my knowledge.

Q.—Did she ever speak to you about any suit at law between the Doctor and her? A.—She never did.

Q.—Did he? A.—Not he. On Saturday Miss Helen Cunningham mentioned to me that Mrs. Cunningham had him arrested for breach of promise; I do not know whether she said it was for a breach of promise, or not, but I came to that conclusion; and that it was settled satisfactorily to both parties.

Q.—Was Dr. Burdell in much at night or in the evenings? A.—I cannot testify, Sir, whether he was in much; I know he has been in in the evening; I saw him go out.

Q.—Which room does he occupy mostly in the evenings? A.—I should judge this (back parlor); his office is above.

Q.—Do you know of Mrs. Cunningham having any pass-key to his bed-room? A.—I do not, Sir.

Q.—What was the front bed-room at the head of the stairs used for? A.—I never saw, Sir; I saw Dr. Burdell go in there once.

Q.—You let him into the house once? A.—Yes, Sir, last Thursday night, about 2 o'clock.

Q.—Why did he not use his latch-key? A.—He used it, but it did not open the door; he used harsh language towards the servants; I said the door was not bolted; he then began to flare round on me; I said perhaps the door had better be latched now; he spoke angrily, and said: "I will break your head," or something like that; I said nothing to him, but went up to bed.

Q.—You went to bed, and did not reply to his harsh language? A.—Yes, Sir.

Q.—Did you see any one else? A.—No one but him.

Q.—Which room did he enter? A.—His back room, I think; I think he went right in.

Q.—Did you see him unlock the door? A.—I think so.

Q.—How was this door in the daytime, when he went out? A.—It was usual for me to suppose that he always locked his door; on Sunday, I was copying a piece of music, and asked Miss Cunningham for a key; she said she would go to Doctor Burdell's room and get one, but came back and said he was gone out; I opened the door with a key.

Q.—Why do you have that recollection? A.—Because Mrs. Cunningham's daughter was going to leave the next morning.

Q.—Did she leave the next morning? A.—No, Sir.

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Q.—You stated that you always thought Dr. Burdell and the wife married. Did you express that thought to any one? A.—It was a private opinion I had; I would not be willing to say I did not.

Q.—Do you remember having done so? A.—No, Sir.

Q.—What was it that impressed you with that idea? A.—Miss Helen Cunningham; she said she had reason to suspect it was the case.

Q.—When was it she said that? A.—I cannot say.

Q.—Apart from what she told you, would you have thought they were man and wife? A.—That would lead me to believe it strongly; having heard it from her was probably the reason of my suspicions.

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Q.—Was it ever remarked about in the house—they being man and wife and why they did not live together? A.—Nothing I heard except what Miss Cunningham told me; she told me confidentially.

Q.—When she told you what did you say to her? A.—I expressed surprise; she said it was confidential; I replied that I would never repeat it.

Q.—You never spoke to Mrs. Cunningham about it at all? A.—No, Sir.

Q.—How did Dr. Burdell address her? when he spoke to her what did he call her? A.—I have never observed.

Q.—Did he call her "Madam," or "Ma'am?" A.—I cannot say.

Q.—Did he speak to her without any prefix? A.—I did not notice any.

Q.—After you were told that she was married, did you not observe to see how he addressed her? A.—No, Sir, never.

Q.—Did you ever see him in her room? A.—Never, I think, but once, and that was the time she was sick.

Q.—Has Mrs. Cunningham ever talked to you about the Doctor? A.—Yes, Sir. She said at the time of the party that he was making a great deal of trouble about the house in consequence of the party; that he acted as if he did not wish Mrs. Cunningham to have the party.

Q.—When was that? A.—The party was on the 14th of January, I think.

Q.—In what kind of tone did she speak—angrily, pettishly, or how? A.—I did not observe. She told me that if ever we had any trouble at night, she would put it in my hands and Mr. Eckel's to get an officer.

Q.—Did she say what kind of trouble she anticipated? A.—No; I understood her to mean that if he came down into the parlors, and slammed through the house; I do not know whether she spoke to me, or I to her, about the police officer.

Q.—He did not want the party in the house? A.—I should suppose so, from what she said.

Q.—Were you at the party? A.—Yes, Sir. There was a large party.

Q.—Music and dancing? A.—Yes, Sir.

Q.—Was it given by the young ladies? A.—It was given by Miss Augusta, as being the night of her birthday.

Q.—Did the Doctor make his appearance at the party? A.—No. I saw him about seven or eight o'clock go out with Mrs. Demming, of Brooklyn; I supposed they were going to Broodlyn, but Mrs. Demming returned afterwards.

Q.—She returned without him? A.—I did not see when she came back, but saw her after.

Q.—Did she stay all night? A.—No; I went with her to Great Jones-street.

Q.—Did you see the Doctor that night again? A.—No, Sir.

Q.—Did the Doctor say anything to you about the party? A.—No, Sir.

Q.—Was any more reference made by Mrs. Cunningham about trouble between her and the Doctor? A.—I should judge not, that I heard.

Q.—Did you hear her say anything about the Doctor's money matters? A.—Yes, Sir; that he owed her money to the neighborhood of $550; that he tried to borrow money of her, and she was not willing to lend it.

Q.—Did you consider yourself a kind of confidant? A.—Yes, Sir; I had reason to do anything I could for the family.

Q.—Did you ever see Mrs. Cunninhham pay the Doctor money? A.—I saw Mrs. Cunningham have $25 in her hand, and going down to pay him; I think she got a receipt for it; now that I think, it was Dr. Burdell that paid the money to her, and she gave him a receipt.

Q.—Was it a check or money? A.—Money.

Q.—How long ago was this? A.—I think the week before last.

Q.—Did you see any money transactions between them? A.—Not to my personal knowledge.

Q.—Did you ever see her give him money? A.—Not to my knowledge.

Q.—Were you ever called on to witness any legal paper by the Doctor or by her? A.—No, Sir.

Q.—Did she ever say to you what she intended to do with the house after the 1st of June. A.—Yes; she said she was going to give it up, and going to Europe with her daughter.

Q.—Did she say why? A.—No, Sir, only that she was tired of house-keeping; that she had trouble of mind, and she wished to put her daughter to school.

Q.—Did she say anything about the lease of the house? A.—I do not know; but I think I have a slight recollection that Dr. Burdell was to hold the lease; I think I have heard something of that kind from somewhere or other.

Q.—Has she ever talked to you about the lease? A.—I think not, Sir.

Q.—Did she ever talk to you about any note which the Doctor had given her? A.—Not to my knowledge.

Q.—Did she ever speak to you about any suit at law between the Doctor and her? A.—She never did.

Q.—Did he? A.—Not he. On Saturday Miss Helen Cunningham mentioned to me that Mrs. Cunningham had him arrested for breach of promise; I do not know whether she said it was for a breach of promise, or not, but I came to that conclusion; and that it was settled satisfactorily to both parties.

Q.—Was Dr. Burdell in much at night or in the evenings? A.—I cannot testify, Sir, whether he was in much; I know he has been in in the evening; I saw him go out.

Q.—Which room does he occupy mostly in the evenings? A.—I should judge this (back parlor); his office is above.

Q.—Do you know of Mrs. Cunningham having any pass-key to his bed-room? A.—I do not, Sir.

Q.—What was the front bed-room at the head of the stairs used for? A.—I never saw, Sir; I saw Dr. Burdell go in there once.

Q.—You let him into the house once? A.—Yes, Sir, last Thursday night, about 2 o'clock.

Q.—Why did he not use his latch-key? A.—He used it, but it did not open the door; he used harsh language towards the servants; I said the door was not bolted; he then began to flare round on me; I said perhaps the door had better be latched now; he spoke angrily, and said: "I will break your head," or something like that; I said nothing to him, but went up to bed.

Q.—You went to bed, and did not reply to his harsh language? A.—Yes, Sir.

Q.—Did you see any one else? A.—No one but him.

Q.—Which room did he enter? A.—His back room, I think; I think he went right in.

Q.—Did you see him unlock the door? A.—I think so.

Q.—How was this door in the daytime, when he went out? A.—It was usual for me to suppose that he always locked his door; on Sunday, I was copying a piece of music, and asked Miss Cunningham for a key; she said she would go to Doctor Burdell's room and get one, but came back and said he was gone out; I opened the door with a key.

Q.—Why do you have that recollection? A.—Because Mrs. Cunningham's daughter was going to leave the next morning.

Q.—Did she leave the next morning? A.—No, Sir.

Q.—You did not know whether it was Thursday or Friday night? A.—I think it was Friday night, although I would not swear positively. I know I left them in Mrs. Cunningham's room; I think that Miss Helen Cunningham went up stairs and came down again.

Q.—They expressed the intention of sleeping there, but you do not know whether they did or not? A.—That is it.

Q.—Was it one of the young ladies, or both? A.—Both.

Q.—Did you hear Mrs. Cunningham ask them to sleep with her that night? A.—Not to my knowledge.

Q.—Did this room of Mrs. Cunningham's communicate with Mr. Eckel's by a door? A.—Yes, Sir.

Q.—Mr. Eckel slept on a press bed, like a book-case? A.—Yes, Sir.

Q.—Did you ever see that bed drawn out? A.—To my personal knowledge it was, all day long.

Q.—It pretty well fills up the room, then? A.—Yes, Sir.

Q.—When did you first make the acquaintance of Dr. Burdell? A.—About the time that I came here to stay; that is, between the middle of November and the first of December.

Q.—Describe Dr. Burdell's habits while in the house, such as struck you? A.—I always had an idea that Dr. Burdell was a very ill-tempered man.

Q.—I mean habits as a guest of the house; how he came in and went out, what he said, and all that. Was he in the habit of breakfasting there at any time? A.—He never took a meal, to my knowledge, in the house.

Q.—Were you much in the house? A.—From the Monday after New-Year's to the Monday following I was there pretty much all the time.

Q.—Did you see anything then? A.—Nothing to attract me particularly.

Q.—Did you ever go into his back room? A.—Yes, Sir, he has fixed my teeth, and has drawn teeth for me.

Q.—Did you ever meet Mrs. Cunningham in there? A.—Yes, Sir—not more than two or three times.

Q.—What was the manner of their intercourse together? A.—I have never seen them say a great deal to each other.

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[illegible]

PARIS, Thursday, Jan. 29, 1857.

[illegible] a few days in London during the [illegible] certain number of items to [illegible] book, which must first be devel[illegible] paper before resuming my regular [illegible] a word on passports and the passport [illegible]

[illegible] of your readers know the tribulations of [illegible] Paris to [illegible] "in two words, a foreigner," [illegible] eyes. If you [illegible] from your affairs in Paris for a [illegible] days, you can safely count on ten days' tribulation in the Station of Paris in March or [illegible] that you will have but five days left for [illegible] You go first to your own Minister, [illegible] receiving his visé, he gives you a list of the various functions you must visit. You take your cab, and in accordance with the law prescribed by the moral inscription, you "speak to the footer."

"I wish to get my passport visé."

"You are too late, Sir."

"Eh! to what hour must I return?"

"You must come to-morrow and deposit your passport; the day after you can call again for it."

Multiply this ceremony by the number of visés required; take into account the misunderstandings and the accidents; your passport given to [illegible] in exchange for yours, and you see that it is an extravagant to say that ten out of your fifteen days' vacancy will be consumed in putting yourself in order with Europe.

There is another disagreeable, more apparent in France perhaps than any other country. The administration is mounted on a scaly and disjointed [illegible], which renders all contact with it painful. From the lowest clerk to the great Mogul whom you approach on your knees, every functionary believes it his duty to treat you as a Cossack. I mean hardly to the Minister of Finances to draw a [illegible] three months' salary. (I beg of you to mark that it was by delegation.) and passed my paper through the wicket; I waited ten minutes till the gentleman, dressed invariably in a green velvet scull cap, had finished reading the feuilleton in his morning paper. At last, without regarding me he took my document, gave it a glance, and, pushing it back, said:

"This is not the place."

"Sir, Sir, I was told to apply here; where must I go?"

"Ask elsewhere; this is not a bureau for information."

From place to place you balance about, from [illegible] stairs E, next from stairs F to stairs P, until nearly ready to give up the chase, when the employé who first directed you, will find that he had made a mistake, and will put you on the right road in the most graceful manner in the world, as though such mistakes were habitual to him.

You enter another bureau for the most insignificant affair possible, but yet an affair which must be accomplished. Two or three employés are laughing and talking of their affairs; they do not seem to suspect your presence; you hazard a remark—no response; you let your cane fall—same impassibility; you knock at last on the platform of the wicket; a clerk deranges himself, approaches [illegible] that you may make your request, hears what you have to say, and makes his response, without ever once regarding you. (It must be that looking at visitors is prohibited.)

To return to passports and my voyage. For many months travellers have been allowed to pass the French frontier towards England, or to enter from England, without the formality of a visé on their passports. Two months ago I made a short visit to England, and before leaving Paris fulfilled all the requirements of the police law in regard to visés, to the letter. But on arriving at Boulogne I found it unnecessary, since the Commissary of Police only locked at the name printed on the back of the passport, copied it on to a printed slip of paper, which I handed to the policeman on guard at the entrance to the boat. So I determined in the future not to take the trouble or subject myself to the annoyance of passing through the different bureaux in search of useless visés.

On returning I entered France at Havre from Southampton. I walked through the Custom House and a group of passport officers with my hands in my pockets. They did not even ask to look at my passport. When I left Paris two weeks ago for to England a second time, I gave no thought to my passport. I passed out of France through Dieppe. The Commissary looked at my name, wrote it on a printed permit, as at Boulogne, demanded two sous, and I passed on heavy the moment with the permit in my hand, which I quickly filled up as I passed the officer at the end of the wicket. Returning, I took the mail route by Boulogne and Calais. I was in a hurry to meet engagements at Paris, which only allowed me the time occupied by the mail express to make the trip between London and Paris. All the other routes had been uncertain, or entirely interrupted by the floods, whilst which had prevailed on the channel for a fortnight. We crossed in the middle of the night, the same night on which the American ship Wilmington was wrecked, a little lower down the channel. It blew a perfect gale, the wind whistled roughly and carried with it a chilling rain, and the waters of the channel were dashed and hurled about in wild confusion. Our cabin floor was strewn with sick passengers, broken benches and upset furniture. The vessel plunged and rocked in a manner peculiar to this channel alone, [illegible] the stomachs of the stoutest sailors of other seas. But we had the wind in our favor and arrived at Calais in time for the regular mail train for Paris.

In this interval between of the Custom-House, I [illegible] that there was something wrong about the passports. It was 2 o'clock in the morning, 6th the Commissary and his clerks seemed [illegible] Every passport was [illegible] and out of the mail of the examination [illegible] were detained because [illegible] London. The English and Americans were informed that by sending their passports to the English and American Consuls in Paris, they would be duly viséd and we could go [illegible] My passport, in company with some English passports, had been sent off to the Prefecture of Police. Two or three gentlemen, among the rest a Holland Consul, were detained in a cold room to be sent back to England; [illegible] of the boat going to the train [illegible] the little fees which [illegible] the [illegible] office and the [illegible] pier. [illegible] for the Channel [illegible] the train [illegible] the day. How train [illegible] the hours late, and which [illegible] than the [illegible] the loss of a whole day to Paris. [illegible]

It would not have been disputing of this had happened in Austria or Russia. But in the five-[illegible] between France and England it [illegible] for months the authorities had made [illegible] passports [illegible] order [illegible] the [illegible] of the thing [illegible] the regard to give notice. Above all to the very people who cannot afford to lose the time who are caught—the men who continually pass and repass, and forth between the two countries on business, and who measure out their time and their engagements by the departure and arrival of the several conveyances. Strangers are fond of having visés on their passports, and are invariably in order.

The case was certainly hardest for those who had to return to England. But see the absurdity that was practiced on the American passport. The man who signs as a Consular agent for the United States in Calais is a French grocer. An American arrives in the middle of the night at Calais from London, by the mail train, and is in a great hurry to get on to Paris. He may have thousands of dollars, or a case of life and death depending on his arrival by the express train, of which there is but one daily. He has neglected to have his passport visé at London, because he has been taught by these same authorities that it was not necessary. He arrives on the French coast and is stopped. He stands before the Commissary of Police, who sees him, talks to him, and examines his passport. He urges the positive necessity which exists for his continuance to Paris in the train by which he has arrived, and for which he has paid an extra price, but it is of no avail. The passport must be sent off a mile through the town, the French grocer must be waked up to put a stamp on the passport of an American citizen, whom he does not see nor know, in order to guarantee the French Government against the admission of a dangerous individual into its territory! For this he charges you five francs, the servant of the Commissary who does the errand demands another five francs, you lose the fast train for which you paid extra, and you lose your pressing engagements at the end of your journey. Can an abuse of power further go?

The Commissary had the manliness to avow that the proceeding was an absurdity, but his orders were peremptory. He said that if I would take the trouble to speak to our Minister at Paris, a reclamation from him directed to the Prefect of Police would abolish the nuisance at once. Why then was it ever ordered?

In my entreaties to be allowed to pass and to reclaim my passport at the Prefecture of Police at Paris, I urged that I had only passed out of France a fortnight before, as I had the Dieppe "permit" in my pocket to show. The Commissary asked to see it, and upon reading it, exclaimed:

"Ah! that's the way he lets people pass, eh? Will you allow me to keep this, Sir? I will have him put in order down there!"

I ceded the precious document for the good of the State.

A FISH STORY.

Crossing to London we heard a strange fish story. I give it to you "*under reserve*," as did our *confrères* of the large journals Gen. GORTSCHAKOFF's dispatches.

A landlord of one of the London hotels bought a few days ago a superb sturgeon just caught in the channel. The purchaser was not a little surprised on opening the fish to read on its interior abdominal walls a telegraphic dispatch thus conceived:

"LONDON EXCHANGE: *Thursday, 18th of December, 2 o'clock*; Consols, 94¾.

That very day, as every one knows, the usual dispatch giving the price of Consols at London, did not arrive at the Bourse of Paris. This singular circumstance gives room to believe that the dispatch was caught by the fish in its passage, but for what object it would be difficult to conceive. I give the fact for the meditation of your men learned in the sciences.

SKATING IN HYDE PARK.

One of the singular amusements of a London Winter to a stranger is the skating in Hyde Park and Kensington Gardens. Its singularity rests in the fact of its being an amusement authorized in some sort by the Government. Thus the Police say when and where skaters may venture, and in what number. Then, a powerful Society, protected and encouraged by Government, the Humane Society, are in readiness with an immense paraphernalia of life-saving apparatus constructed expressly for this object. They erect tents around the spots authorized for skating, spread out their apparatus for moments of peril, distribute along the shores of the pond long ladders on wheels, which may be quickly run out to sinking persons, and build up fires to dry the wet. Under such guarantees of safety we could not resist the temptation of taking a turn on a little pond, under the windows of Kensington Palace, in the midst of a thousand Londoners. But it was a sorry business, for in the humid atmosphere of London the hardest ice cannot long preserve its integrity, especially when submitted to a three hours' exercise by a thousand of the awkwardest skaters it is possible to see. However, we had a skate in the heart of London, and that was something.

THE CHRISTMAS PANTOMIMES.

One of the traditional amusements of London children during the Winter holidays, is the gorgeous pantomimes of the theatres, got up expressly to please the little ones. But as the "governors" or other adults must necessarily accompany the little ones, the pantomimes are so arranged as to satisfy all tastes. They are in fact but an incongruous medley of gold leaf and electric lights, of half dressed ballet girls and rollicking clowns, of demoniac sprites and ubiquitous harlequins, of dancing colombines and monsters in impossible masks. The "transformation scene," which is the great feature of all these Christmas pantomimes, is something gorgeous beyond description. A succession of disclosing scenes, in which gold-leaf, gas, beautiful ballet girls suspended in air (and the ballet girls are beautiful in England) and colored lights are employed, form a series of scenic effects of the most wonderful power. That at the Lyceum theatre surpasses anything of the kind I have ever seen in any country. The one of Drury Lane follows in point of beauty, but far excels all others in elaborateness and in the talent of the actors employed.

All these pantomimes introduce the incident of the *Resolute*. The ship is represented on the stage, the American and British flags float from the same mast head, American and English tars fraternize on the deck. The cheering which greets this scene is the most hearty of the evening. In fact I ought to put it on record here that the feeling of good-will which has been excited in England towards the United States by this incident, amounts to a universal enthusiasm. Everybody speaks of it, and everybody seems to love America. How changed from even three or five years ago!

One scene in these pantomimes introduces a striped-breeches Yankee *selling Connecticut clocks*; another, a saint—doubtful—judging by its performance—American washing and sewing machine; another, "a fresh supply of blacks from America; another, Mr. STOWE in a droll fix. The gatrots, grandma, ticket-of-leave men, and Macaut's model farm, being among the last novelties of English life, come in for a large share of the evening's amusements. The display of tinsel costumes—in number, not in quality. The English stage shows the prettiest form in Europe, but the French stage shows the finest form.

These holiday performances afford a good opportunity for an hour's study of the middle classes of the English people, and very an earthly the happy looking children it is possible to see. Their boisterous laughing and their childish expressions of surprise and delight give to the [illegible] old playgoer, more [illegible] than the [illegible]

The E[illegible] act of jobbery [illegible] American family, which [illegible] on his government. The facts were given me by Mr. SALA, the principal writer for *Dickens' Household Words*, with whom I had the pleasure to dine at London, and who was an actor in the history I am going to give you.

About eighteen months ago, a Miss WARD, from one of the Southern States, was married at Florence, after a short courtship, to a Polish Count, whose unpronounceable name escapes me at this moment. They were married before the American Consul, I believe. After living with Miss WARD maritally for three weeks, the Count took French leave one fine morning, carrying off his wife's jewelry as booty. A letter left behind informed Miss WARD of a fact of which she had been till that moment entirely ignorant, to wit: that any Russian subject not married according to the service recognized by the Greek Church and the Russian Government, was married not binding, and that the marriage which had united them resembling in no wise the one required, they were as free as if no marriage had been performed. The consternation of Miss WARD and her family at this delectable piece of villainy may well be imagined for on inquiry they found that the Count's statement was but too true.

Miss WARD and her mother remained a short time in Italy, endeavoring to obtain some kind of redress for the base imposition which had been practiced on them, but their efforts were fruitless. They then came to Paris and spent the Winter here, where they were generally known to the American resident in the place.

At the period of the coronation of the Emperor of Russia, they went to St. Petersburg. It was here that Mr. SALA made the acquaintance of the family, by a letter of introduction from Paris. The family were going to demand justice of the Emperor of Russia against his scoundrelly subject Mr. SALA drew up the petition to the Russian Minister, and to this petition Miss WARD demanded of the Russian Government, "the rehabilitation of her honor by a lawful marriage with the Count." The document was handed to Mr. SEYMOUR, the American Minister, and he handed it to the Russian Minister of State.

The moment the case was laid before the Emperor, an order was issued to the Russian Minister at Naples (where the Count was then living) to confer with the Neapolitan Government with a view to his arrest. The Neapolitan Government, which was just then in great favor with Russia, yielded at once to the request. The Count was seized by the Neapolitan police, and at Russia's expense was conducted to the Russian frontier; there he was received by the Russian police and carried to Warsaw. The Wards were already there, awaiting his arrival. The Count was marched into the Church by a posse of policemen, and was compelled to stand up before the altar and marry Miss WARD in due form. When the ceremony was concluded, his wife, now legally the Countess of ——, made him a formal bow, and bade him adieu forever. And SALA, who was present, exclaimed, "Young America forever!"

The Count, who was an exile, was sent to Siberia, his property was confiscated, the Countess retaining by law one-third. The family immediately left again for Italy, where they are spending the Winter. The father and brother of Miss WARD were present at the marriage at Warsaw with revolvers in their pockets, determined, if there was any flinching on the part of the Count, to blow his brains out. For in view of the fact that he was destined for Siberia under any circumstances, it was feared that he might not at the last moment, pronounce the necessary word.

And thus was a high act of justice performed by the Russian Government in a bold and rapid manner, and an act which does her the greatest honor.

Mr. SALA has just sold to RUTLEDGE, the London publisher, his forthcoming volume on Russia, and a volume compiled from his writings in the *Household Words*, for the sum of £450. He will soon bring out a romance, of which Miss WARD will be the heroine, and the forced marriage of Warsaw one of its stirring scenes.

I learned in London, from a respectable source, that the secret of PICCOLOMINI's great success in Paris *during five nights* lay in the immense expense to which her director LUMLEY went in order to secure her consecration by a Paris audience. He took for himself during these five crowded nights eighty seats a night, and he bought up the leading critics with hard cash. But after all, he finds the speculation does not pay, and he will have to take her back to London in order to reimburse his enormous expenses.

MURDOCH still draws full houses at the Haymarket. Mr. and Mrs. BARNEY WILLIAMS, who made such an immense hit at the Adelphi, have gone to Liverpool and Dublin. The songs of Mrs. BARNEY WILLIAMS, "Bobbing Around," "My Mary Ann," and "Keemo Kimo," are the only songs one now hears in London, either in-doors or out. No evening performance at a theatre would be satisfactory if these tunes were omitted by the orchestra; no *soirée* would pass off in harmony if they were not quadrilled or polked, no organ would sell to the most ignorant grinder that did not play them, and the boys in the streets whistle nothing else. The "Rat-Catcher's Daughter," that other mania of the Londoners, is whistled out.

MALAKOFF.

Court of Appeals—Proposed Amendments to the Constitution.

To the Editor of the New-York Daily Times:

By the DAILY TIMES of Jan. 30, 1857, it appears the Judges of the Court of Appeals propose some amendments to the constitution, in relation to their Court, professedly for expediting cases there, and for stability as to their decisions. Now, the evils complained of do not grew out of the constitution of the Court, but because the Judges individually are unwilling to be governed by well-settled principles of law—such as *stare decisis*. Take the case put by the Judges:

"For instance, a case if argued in September may be decided by the opinion of five Judges and are to go out of the Court at the end of the year, against the opinion of the three Judges who are to remain, and yet it may be that all five of the Judges who are to come in on the succeeding first of January would concur in opinion with the three dissenting Judges."

Is this not a decision? and why should not the Court formed the ensuing year be governed by a legal decision of a previous year? In the books of reports it is frequently to be met with, that the Court holds itself bound by a previous decision—though differing from their views. This gives stability to the law, but seems a weak ground for an amendment to the constitution. Indeed, the whole document looks more like seeking an increase of salary, and a more permanent and longer seat in the highest Court in the State. Look, too, at the remarks relating to a reargument. It is well known that that Court by its rules allows only one counsel on each side; will not hear an extended discussion on questions of fact, and limits counsel as to the time each shall occupy in an argument. A reargument is not such an evil, nothing to what limiting counsel on a reargument to a single point would be. But in the article referred to, the Judges of the Court of Appeals speak of the practice of the Judges of the Supreme Court of the United States approvingly.

It is said, at Albany, by good authority, that the Court of Appeals do not meet, and consult, and compare their several views, after each day's argument. If the constitution is to be amended, an adjourning should be made requiring the Judges to sit from 9 A. M. to 9 P. M. to hear argument, and from 6 to 9 P. M. to consult upon cases that day argued, for to leave it to [illegible] duty to study [illegible] required to [illegible] case, (especially when [illegible] agree,) that would be [illegible] settlement of the law than studying such other's mind and legal attainments; but the result of that is to lead to a distribution of the cases amongst the Judges, where opinion on the cases thus assigned is to control the rest. Human nature is Judges does not like labor, and will get clear of trouble as well as amongst the laymen.

Their increase of salary is right—that should be done. But the increase of their calendar is the result of the increase of law business, population, and the very unsatisfactory decisions in the lower Courts. The Judges have unjustly tried to check this increase of their calendar, by getting the Legislature to repeal the act which authorized an appeal when the General Term has ordered a new trial. The result of this is, that much delay and expense arises in each of such cases before a final judgment in a General Term can be had from which to go into the Court of Appeals. As to counsel speculating as to what Judges will hear the appeal, it is absurd. For counsel cannot tell even the year when an appeal to the Court of Appeals will be reached, for sometimes the number of cases reached vary. LEX.

Letter from a Gentleman of New England Concerning Our Washington Correspondent.

The following letter has been forwarded to us for publication:

* * * * *, Mass., Monday, Jan. 26, 1857.

J. W. SIMONTON, ESQ.—*Dear Sir*: I have followed the recent extraordinary case at Washington with unusual interest, and have more than once been on the point of writing to you to express my admiration of your firmness in maintaining what I know from ample experience to be the only correct position in such a case. To-day I see a disparaging and most unjust criticism in the *Tribune*, and though my opinion may be worth little, I will at least give it.

I am astonished at the course of many papers in regard to you—at their criticisms of an adverse character—at the *Tribune* most of all. Everybody knows that measures are freely and openly pushed by corrupt means, and the point is, simply, shall the one who defines this fact so as to call public attention to it, be destroyed for so doing? One, at last, has had the courage to denounce the corruption, and now all Congress and half the press assail him with the utmost violence. Why not compel others to testify? Why not compel members themselves? A dozen in the House are known to the Committee to know of such transactions, and as many prominent persons at Washington, outside, are also so known. But none of these are selected for coercion except those brave and firm enough to expose these transactions for the public good. There can be little encouragement to any future attempt to enlighten the public on such abuses.

At a former Investigating Committee— * * * * I learned something of the faith of such Committees. Their most solemn guarantees to protect disclosures against vindictiveness, and to guard one giving such evidence, by affording him the benefit of the ordinary rules of evidence in the Courts, were utterly disregarded *the moment their point of bringing it out was gained*. I would defy such a Committee again, and resist its power. My friend, * * * * *, who suffered to some extent in the same case, asks me now to assure you of the sentiments I here express, as for him.

Before giving evidence of the only kind such a Committee should be constituted to hear, I demanded a defined course of fairness on the part of the Committee. This was deliberately considered, and formally voted, by all its members. After testifying, Mr. * * * * *, the Chairman, let loose the utmost vindictiveness of the guilty parties, and receded from all the pledges he gave. I wish to draw no parallel, in saying that I see the same course of faithlessness has been taken by your Committee; and that having got you to say, in confidence, just what they no only know themselves, in substance, but also what they knew a hundred persons within their reach to know, they vent their indignation at Congressional corruption, by crushing a witness—just as all the guilty parties desire.

I trust you may be able to maintain your position, and if I may say anything to correct people elsewhere I will do it. And if I may not, I hope some man may say an honorable word in behalf of those who do the public the great and unusual service you have done. It is shamefully unjust that the New-York papers do not unanimously sustain you.

Most respectfully and truly yours,

Miss Heron and the Hermit of Fifth-avenue.

To the Editor of the New-York Daily Times:

I beg leave to differ from the opinion of your Fifth-avenue Hermit, when he states that had Madame DOCHE played the first two acts of *Camille* at Paris, as they are rendered by Miss HERON, the audience would have hissed her.

We were in Paris, and at the Theatre du Vaudeville on the night of the *première representation* of "La Dame aux Camelias." We know it to be a fact that Madame CORALIE DOCHE—alas! for the morality of the French stage!—was frantically in love with Monsieur FECHTER, who played the *rôle* of *Armand Duval*, and who—though younger than his pupil—taught Madame DOCHE her part. Monsieur FECHTER was a handsome young man, and a proverbially fine actor, by no means unconscious of his personal advantages, a fact that may have endeared him still more to Madame DOCHE.

Madame DOCHE, then, being in love with the young FECHTER, taught by him, doubtless having profited by sundry private rehearsals, acted the part of *Marguerite Gautier* (Camille) with a fire and *abandon*, that she had never developed before during a career of some sixteen years on the stage. She was not hissed; she was applauded *à l'outrance*, and the piece achieved a success that took Paris by storm. Now, we contend that Miss HERON's personation of *Camille* is finer than the *Marguerite of* Madame DOCHE, for that which, in the French woman, was but the natural outburst and expression of a passion she really felt, is in the American artiste the culmination of all art—the production of a picture that rivals the original in its startling truth and fidelity to nature!

The mind instinctively takes its coloring from the subject it contemplates. Miss HERON has adapted the play to the English stage, in a version of her own; she has passed hours and hours upon it, in thought, in study, in practice, till she has attained in the rendering of her *rôle* an excellence as nearly as possible approaching to *perfection*. It is a trite but truthful saying, that nothing human can be perfect, and the greatest impediment in the road to perfection is undoubtedly the mistrust opposed to all human excellence by our less able or less fortunate fellow beings. Then there exists an impulse in our poor human nature that prompts us to deface the smooth and beautiful surface, in the hope of finding some hidden flaw or defect beneath, like the flies infesting the hottest climates, that crawl over the snowy skin and delicate tracery of the veins on the form of the sleeper, seeking only for spots and blemishes of disease.

The third act of "Camille" is pronounced, by our Fifth-avenue Recluse, a "blemish upon an otherwise faultless performance." We are not prepared to acknowledge her resignation too placid, too yielding, to be either possible or probable. As she herself says: "Every heart has its silent hour," and no heart that we ever heard of was so utterly corrupt and barren, that some softening virtues, like flowers in the crevices of the rocks, did not peep out from the sterility surrounding. It seems to us that, in the life of every such fallen angel, there must be moments when memory bears them back, in a dream of early purity and childhood innocence, to that threshold whose door is forever closed against them. At such moments, is it impossible for them to repent of the past, and long for a less horrible future? Have we not an olden and ever-beautiful story of an erring woman, sublimely pardoned because she had much loved? Is it, then, either improbable or impossible that the heart of *Camille* should be touched at the recital of the torture she is inflicting on those nearest and dearest to the man she most loves, and that she should resolve to repair the injury she had unwittingly inflicted on a young girl and an aged (though dreadfully stagey) father? Her third act, in which this promise is made and kept, revolts the Fifth-avenue anchorite; as pronounce it a blemish on an otherwise faultless performance. Her acting is true to nature itself; her sobs are real sobs—her tears are real tears.

The Governor of Massachusetts transmitted to the Legislature Wednesday, the annual report of the Superintendent of Alms Houses for the City of Boston, for the year ending Dec. 31, 1856. Its figures are reports that he has received for year, in money $1,918 [illegible]; 194 [illegible] Americans and 1,724 others English. Of the [illegible] 1,000 were from the British Dominions, 4,000 from Ireland, 2,091 from England, 548 from Scotland, 1,000 from Germany, 187 from Sweden, 197 from Portugal, 137 from France, and so on.

[illegible]

We have news by express from the City of Mexico to the 8th of January, containing five days' later news.

The ministerial crisis had undergone a second phase. The President of the Republic could not escape, without modifications, the programme proposed by the Minister of Finance.

Señor LERDO, the latter, retired definitively on Saturday, Jan. 3. As his successor, Señor ALAMANEZ was spoken of. In the meantime, Señor UNQUIZ had charge of the portfolio.

The *Trait d'Union*, of Jan. 7, says: "The crisis continues; the bureaus of foreign relations and finance are still vacant. Messrs. PALACIO Y MAGAROLA and UNQUIZ having charge of them pro tem. Several combinations have been vainly attempted, many others will still be tried, but we doubt whether a satisfactory solution will be easily arrived at. The situation is a serious one, and places us in a dilemma from which it is difficult to escape. The retirement of Señor LERDO proves that the Government will not advance; the official journal declares, on its part, that the administration will neither stand still nor retrograde, and therefore the case becomes embarrassing, for we must avow our impotence to characterize the intentions of a cabinet which neither advances, recedes nor stands still. Perhaps we are going to learn something altogether new in Governmental affairs."

Public opinion, says *Le Trait d'Union*, of the 9th inst., is yet alarmed on account of the retirement of Señor LERDO, because of the long list of ministers who have been charged with the portfolio of finances. He is the only one who has done anything to extract the country out of the ruinous condition in which the previous shameless Governments have plunged her.

The revolutionists at San Luis were in the most discouraging condition. Gen. PARDIZ, with 5,000 men under his command, was marching against them, as was also Gen. VEMAUREZ with 1,100 of his troops.

The *Voz de Iberitide* of Guanajuato, in its issue of Jan. 4, has the following in relation to the San Luis insurrection:

"We have the best authority for stating that the greatest discouragement exists at San Luis, as well among the instigators of the movement as among those who upheld it, for they think that by this time Guanajuato and Guadalaja should have pronounced. But as they have seen that the best spirit reigns in these two States, and, as, on the other hand, funds are lacking, they do not know how to get out of their present scrape. At this moment there should be at San Luis more than 5,000 men under the orders of the brave and intelligent General PARRODI and other chiefs, not less distinguished, such as Señors ECHEGARAY, ZAMORA, NUNEZ and others. To these will soon be added 1,400 men who left Nuevo Leon under the command of VIDAURRI, and also 400 men from Coahuila. With such elements as these, victory is not even doubtful."

The *Arizona Aguascalientes* says: "Two days ago one of our friends arrived from San Luis, and he assures us that, on leaving Guanajuato, the troops of CALVO numbered 1,500 men, without counting the 500 brought by MEJIA. The National Guard had been disarmed, and were beginning to manifest their discontent openly at the measures of CALVO. The chiefs of the Sedition repressed with difficulty the disposition to desert and the murmurs of their men. Ten sentinels, posted on the Merced Bridge, had disappeared, with arms and baggage."

The Revolutionary Government at San Luis had ordered another forced loan of $52,650, making a total of $128,250 raised in that manner. Two days' time was only allowed to pay it.

The correspondent of the *Herald*, writing from Puebla on the 3d of January, says: "Puebla continues to enjoy tranquillity, and the people appear to be content with the present Governor. To-day, at 11 o'clock, a brother of M. HIDALGO, the Commandant of Arroyo, and four other officers, were brought in prisoners."

Gen. YAÑEZ had not as yet reached Sonora. The Indians had at the latest accounts entered Guaymas, and committed great bloodshed.

A correspondent of the *Trait d'Union*, writing from Mazatlan on the 22d of December, says:

You think, perhaps, at Mexico that Gen. YAÑEZ, after learning by all the couriers of the disastrous news from Sonora, will start for this unhappy district without losing a moment, and that his presence will be sufficient to stop the effusion of blood.

Unfortunately it is not so. By a French ship arrived at this port we learnt, eight days ago, that the Indians attacked Hermosillo, and that they were not driven away except with help of eighty horsemen.

To-day, news is received that the Yagins Indians entered Guaymas, and that they murdered, pillaged and massacred as much as they liked.

What is General YAÑEZ doing, you will say? He sleeps twelve hours of the day; the rest of the time he is dining or he is at *fêtes*, illuminations, reviews, &c. We wait for him with impatience. People are beginning to murmur here, secretly it is true, against his inaction.

Gen. MEJIDO had entered upon his functions as Commanding General of the State of Chihuahua.

Small-pox has been raging for six months at Durango; 207 children of both sexes had already fallen victims to the epidemic.

President COMONFORT has authorized the importation of provisions for one year at the port of Coatzacoalcos, Isthmus of Tehuantepec, at a reduced rate.

The Agricultural College commencement of Mexico took place on the 7th inst.

The Constituent Assembly elected IGNOR GUZMAN President, and IGNOR OLVERA Vice-President, for the month of January.

The insurgent Indians of Chapalla had given in their submission to the Government.

The rails for the Guadalupe Railroad were hourly expected at Vera Cruz.

Gen. ALVAREZ has dissolved his forces and gone back to Guerrero.

A new Ministerial journal is announced to appear, under the title of *El Año Nuevo*, at Mexico, as also another named *L'Eco Nacional*.

Nicaraguan Meeting New-Orleans.

From the New-Orleans Crescent.

At a large and influential meeting of citizens held in New-Orleans on the 21st inst., Judge E. RAWLS in the chair,—the following resolutions were adopted:

In view of the present crisis in the affairs of the Republic of Nicaragua, the native and adopted citizens of which independent and sovereign State find themselves in presence of a hostile combination of neighboring nations, who, in defiance of all right, without provocation or reasonable pretext for their lawless interference, but instigated probably in their wanton and unjustifiable conduct by the agents of European monarchies inimical to the establishment of responsible, free and equal government among men, have invaded them; we, the people of New-Orleans, in public meeting assembled, feeling deeply and sensibly for our brethren thus circumstanced, have resolved:

1. That, as American citizens, solicitous for the influence, power and greatness of the Republic, we cannot but look with intense interest and with deep anxiety upon the struggle now going on in Central America, and the heroic efforts which adventurous and noble enthusiasts are making to rescue the loveliest spot on which God ever smiled, and one of the most simple-natured and inoffensive primitive races which inhabit that vast tableau, from the tyrannical and oppressive rule of a degenerate and degraded race, the inherited offspring of antagonistic and irreconcilable ancestries.

2. That the progress of civilization and the security of this continent against the baneful consequences of the disorder and anarchy which have characterized the march of events in that distracted country, demand broadly that we should extend a helping hand that may secure success to the hardy pioneers, who show themselves so worthy of the interests intrusted to them, and whom no perils, no torment can deter from the glorious work in which they are engaged.

3. That the honor, no less than the interest of our Government, involved in the peculiar character imparted lately to the contest through the hypocritical interposition of the British flag, stationed at the mouth of the Sarapiqui, was in violation of all right and of all equitable jurisdiction, and in utter contempt of the right American citizens have to navigate, unmolested and unobstructed, the waters of the river, have prompted to examine, immediately upon landing, their movements, summoning them from boarding when their property was in peril, until the pirates had possessed themselves of the property, and gone out of their reach, and secured their booty.

4. That in Gen. WILLIAM WALKER we recognize the gallant and adventurous leader of a revolution, designed to reclaim to a free, active and prosperous state of civilized life a country which now is abandoned, overridden and ruled by the invader at the sword and scepter of Italian, and doomed to be an eternal desert, if not under the control of personal rights as large as those enjoyed under the control of the debased race who hitherto ruled under its sway. We hail him as the regenerator of Central America, a statesman as well as a hero, as virtuous as he is brave, and truly the man of that mass[illegible]

[illegible]

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When Col. RIVAS concluded, the meeting rose and and carried, that the President appoint a committee of ten to solicit subscriptions to the fund of departure of the next steamer for Nicaragua—which takes place in a few days—and that a subscription list be started on the spot.

Mr. PAYNE here rose and stated that he had been authorized by Col. MARMOUS, Walker, to put his name down for $500. This was hailed with the heartiest cheering. Col. TYLER then subscribed $500. Col. [illegible] Gen. PARDIZ, with 5,000 men under his command, was marching against them, as was also Gen. VEMAUREZ with 1,100 of his troops.

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When events take that course, and French

HARVEY, FALLON & HARVEY

Board of Aldermen.

The Board met at the usual hour last evening, the President in the Chair. The minutes of the past meeting were read and approved.

Communications were received from Corporate to the position of Fire Marshal, making an appointment in the Fire Department, and referred to Committee on Fire and Police.

Also, relating to the office of Scrivener at the Tombs Police Court, and the duties of the Clerk, Mr. Harrison in the hands, at a salary of $1,000 per annum, and after a long debate was referred to the Committee of Fire Department.

Also, from the Committee of Fire Department, in relation to the duties of the Fire Commissioners to suspend Hose Co. No. 3 for running on the sidewalk in Centre-street, caused much discussion between Messrs. Monahan and Tucker.

Alderman Monahan said if the duties of the Fire Department were not performed, great injustice would be done to one of the best Fire Companies in the City, and the Fire District would be deprived of the services of a most valuable and efficient Company. He said it was clearly shown that the Commissioners had acted in good faith; the men in front of the Railroad Depot were one of the obstructions to the sidewalk, and that was unavoidable.

Alderman Tucker had heard that the Company, when called upon to answer for running their machine on the same block, had a few nights after run the whole length of the street on the sidewalk. They were endeavoring the lives of citizens by doing this, and should be punished. He hoped the Commissioners would be continued in their duties. He had heard of the attempt that would be made to override the action of the Commissioners in this matter for political objects, and he protested against it. The Common Council of 1855 was thought bad and corrupt, but it was this thing was done the present Board seems to be more bad more and corrupted.

A long communication from Corporation Counsel was read, in which he (Mr. Tucker) had read the Board that the most read of physical disability, he was unable to form his decided opinion in the matter of the Tombs Police Court, as called for by the resolution of Alderman Monahan.

After some other matters of little interest were disposed of, the Board adjourned to Wednesday next, at 5 o'clock.

Board of Councilmen.

The Board of Councilmen met as usual on Monday, the President, Mr. Phillips, in the Chair.

Numerous petitions were presented from Hose and Engine Companies. Also for the widening of Robinson-street. From Messrs. Sperry & Co., in reference to the construction of a tower on the Battery, with the object of determining daily the correct time by observation, and noting the same by dropping a ball. Referred to Committee on Arts.

Also, from Mr. Sweeney, a petition for remuneration for not being permitted to complete a contract for building a sewer in Seventh-street.

Also from the Trustees of the Reformed Presbyterian Church in Sullivan street, praying for exemption from taxes, also to extend Watch-street to Canal-st. Also, for sewers in Forty-fifth street and Fifth-avenue; from Engine Company No. 46 for a new engine; from the Mechanics' Institute for a donation of $10,000, and stipulating that if the request be granted they will raise $10,000 by private subscriptions; from Mr. Ward, for the extension of the Fourteenth Ward, to have the price of carriage increased from 25 cents to 50 cents per load. And from Engine Company No. 21 for a bell in their yard.

THE NEW-YORK FIRE WARDS.

Councilman Gunnison presented the following resolution:

Whereas, A letter was committed upon the person of Barney Dunne, on the night of the 20th January last, at No. 9 Pond-street, in the Fifteenth Ward of this City; Resolved, That His Honor the Mayor be, and is hereby, authorized to offer a reward of $2,500 for the arrest of the person or persons guilty of the said crime, provided they are found within the jurisdiction of the City, and the proclamation, in the custody of the City authorities.

Referred to Committee on Police.

Another resolution was offered by the same gentleman, leaving the amount blank, which blank was afterwards, on motion of Councilman Brady, filled by the insertion of $2,000. This was amended so as to make the amount $1,000. Objections being made, a suspension of the rules was moved, and, 19 having voted in the affirmative, and 29 in the negative, the motion failed, the vote of a constitutional was not obtained.

A resolution was proposed to remove civil justice's court from Broadway, now located on the corner of Broadway and Chambers-street.

Resolution, by Mr. Gunnison, to appoint a committee of five to arrange the election and council districts of the City. Laid over.

Resolution, by Mr. Brady, requesting the Corporation Counsel to inform the Board whether a fireman under sentence of suspension from the Department can legally be suspended or expelled for any alleged offence committed while under such suspension. Adopted.

Several reports of Committees of Fire Department were referred to the Committee of the Whole.

A resolution was adopted to remove the telegraph pole at the southeast corner of John and Nassau streets, under the direction of the Street Commissioner. After the transaction of other unimportant matter, the Board adjourned until Wednesday.

Wm. H. Thompson Overtaxed.

Wm. H. Thompson, the commercial editor of the Courier and Enquirer, who absconded some time ago with funds committed to his hand from several parties, has been arrested in England, and compelled to refund the amount abstracted from Messrs. R. Whitehouse, Jun., & Mannings, who were among the victims of his fraudulent appointment. The following letter, received by the counsel of the prosecutors from his agent in England, sets forth the particulars of the payment:

Liverpool, Friday, Jan. 16, 1857.

Dear Sir: We received your favor advising delivery, &c. We have to acquaint you that we have succeeded in arresting Thompson, and got from him one of the bills of exchange, for £200 sterling (£1,000, making the amount of the bills, £1,000 and £200 to-day) the remainder, £800, we have paid away, but have hopes of getting the proceeds back. We were obliged to pay the £200 to prevent his being prosecuted here, but he has promised to pay it back to us. We were after you this morning, but he was not at his lodgings. He was after some time found out and shut the door against him. He then ran out, and we followed him to his hotel; and he was traced, not to Europe, but back northward in England, passing through manchester, Glasgow and Belfast, by railways hunted out and examined; Thompson tracked to Chester; there he was in private lodgings several days, and at last he was traced to Holyhead, where he had taken passage over into Ireland, or back to Europe and the Continent of Europe; we then had a warrant for his apprehension, and his description, and his name, which he had changed, and we had the power of attorney and a warrant to make a search for the points, and the commissioner, and his detention complete, and he signed over the cutthroat, the large pocket-book of his and delivered up to a bond for $1,000 and other notes, and the rest was returned to him.

The Tombs Police Court.

Alderman Tucker said, yesterday, he was unable to form an opinion in the matter of the Tombs Police Court, but it is better to have Magistrates pay a little more than the same to have Magistrates pay a little more than the same

Information still pursues me with revenge, and with other feelings than I have shown, I have sought to be at peace with the world. This is all fallacious. I have no friends, nor did I make this attack. And I assure you, that if I could see you, or be in a position, I would on my knees beg your pardon for the wrong I have done you. I know I have been wrong, and I assure you that I am sorry for it. I have suffered, and I assure my persecutors, to those who have persecuted me with such remorseless fury for years, who have sought my ruin through expensive litigation, and by preventing the exercise of my family, and instituted my condemnation, and now proclaim that I have grown rich from a salary of $1,000, for eight years past, save the last, (with a large family and others to support) which is absurdly preposterous, and bears its own denial.

Firemen: Your devotion was never tried as now. Money, promises of office, and every glittering allurement that political cunning can devise, are brandished before your eyes, to induce you to discard me. Add proscription bears heavily on many who desire to sustain me. But these unmanly efforts to crush me do not emanate from those honorable public men, who desire an eternal gulf between the Fire Department and the traffic-politicians. I have no gilded bribes to offer, and, if I had, I would disdain to proffer them. I may crave a free, honorable and unpurchased suffrage. If I am unworthy, reject me; but if I am worthy of your regard, cling to me now as never in my public history.

I am before you for the last time. My fate, and that of the Department, will be decided, for weal or woe, on this night, when you will have a desperate conflict with your wily foes. And, if I am vanquished, the politicians will be your masters, who will create a paid Fire Department on the ruins of our efficient and cherished voluntary system, and fill its ranks with ruffians, and squander the Widows and Orphans' Fund in their nefarious projects.

Firemen: I have been long among you; I have endeavored to be honorable and impartial with you all; I have labored hard with you to save the lives and property of our citizens, and to reflect honor on the Department. I sincerely thank you for your uniform friendship in the vexatious past, and if I am sustained to-night, I will strive to serve you with fidelity, and resist our enemies to the last. And I will close with my most fervent gratitude to the entire press of New-York, save the *Sunday Leader* and the *Sunday Mercury*, which are owned by your foes, and have traduced me in a manner unparalleled in the history of unmerited detraction. Very respectfully,

ALFRED CARSON, Chief Engineer.

The Nicaraguan Agency Down on Frenchmen.

Frenchmen, it appears, will not go down at the Nicaraguan Agency in Broadway. They have a poor opinion of the Frenchmen as fighters, at best, and no confidence that, if enlisted, they will cling to the side upon which they enlist. Some fifteen Frenchmen managed, however, to get off in the *Tennessee* on Thursday last. They were promptly ejected from the steamer at Sandy Hook and brought back in the pilot-boat. The general opinion is that the Walker agents here are willing to accept as recruits anything in human shape. Is it an indication that WALKER's fortunes are not regarded as so very desperate, after all?

Germans' Lecture.

Dr. Morrel was advertised to repeat his lecture on "Nonsense," (old,) last evening, before the Mechanics' Society, No. 413 Broadway. Yesterday morning, Ex-Alderman FRANKLIN, of the Committee, received a letter from Dr., stating that he was detained by illness at Charleston, S. C. In this emergency, it was a delicate task to find the man whom the audience would not feel that it was a disappointment to hear. Fortunately, FRED. S. CONNER, Esq., (Sparrowgrass,) was captured for the engagement. He redelivered his lecture on "Wit and Humor," and everybody—it was a full house—went home satisfied.

To Tenants.

Prepare for a visit from your landlord, and for his polite inquiry whether you intend to renew your lease of his house. If you are not designing to keep it, set your house in order to be run down with house-hunters, which his "To Let" will draw, in less than a fortnight, and perhaps before this night. If you mean to renew, pay so at once—prepare to pay an additional $50, and rest in peace.

The City sidewalks.

There is no more grossly indecent violator of the City Ordinance about clearing the sidewalks of ice and snow than the City itself. Find anywhere between the Battery and Kingsbridge a rod of City-owned sidewalk, and you will find it just as the storms of the last month have left it. For a cheap illustration, look at either side of the City Hall Park.

Free Academy Examination.

The Free Academy's semi-annual examination commenced yesterday and will continue till next Wednesday week. Prof. OWEN examined the Senior Class in Greek, Prof. GLAUENBEKLER examined them in German and Prof. BENEDICT in Civil Engineering, Prof. ARTHUR examined the Sophomore Class in History, Prof. DOCHARTY and the Tutors examined the Freshmen in Mathematics.

Address of the Committee Appointed at the Swiss Meeting of the 17th of January.

[Translated for the Daily Times.]

Mr. President, Members of the Swiss Federal Council:

HONORED MEN—BELOVED COUNTRYMEN: Charged with the honorable duty of expressing to you in the name of the Swiss residents of New-York and its vicinity, the sentiments by which they are animated on learning the dangers which threaten the another country, and to transmit to you the resolutions adopted on this subject by a meeting of nearly a thousand of our countrymen assembled for this purpose, it remains for us to add but a few words to show to you the intensity of the patriotic solicitude manifested on this occasion.

Hardly had the cry of danger penetrated from Switzerland to our far distant shores when the sons of Helvetia, feeling a desire to give to their native land proofs of their affection, gathered in masses, about their Federal flag, and never has an improvised meeting offered an instance of greater unanimity or truer patriotism.

Deign then, honored Sirs, while the whole country arises at your call to sustain the honor of the federal flag, to hear also the feeble echo of patriotism from its absent sons, who, if not their arms and their lives, can at least offer you their purses, their approval and their heartiest wishes for success.

Accept, much honored Sirs and beloved countrymen, the assurance of our profound respect and of our high consideration.

GUILLAUME MERLO.	ANTOINE GREMAUD.
ADRIAN IMHOF.	JOHN LIX.
HENRY MAYER.	LORENZO DEMONICO.
LOUIS DE COPPET.	G. COURVOISIER.
JACQUES GUERIN.	A. GUERIN.
JAMES DOMLER.	ADOLPH RUCH.

JOHN J. MERLIN.

The above address (in French and German) is also to be signed by such Swiss residents as desire to do so, and it is now in the hands of the Committee for that purpose. Together with the resolutions (which we have already published) it will be transmitted soon to the Federal Council.

Masonic Board of Relief.

The second Quarterly Meeting of the Masonic Board of Relief, was held last evening at Odd Fellows' Hall, corner of Grand and Centre streets. The Board comprises delegates from the different Masonic Lodges in the City, organized in order, more thoroughly to systematize the distribution of aid to the families of deceased, and indigent members. Under the former system, it was found that a great deal of imposition was practised. This is sought to be remedied by the appointment of a committee to look after all the applicants for assistance, to report upon the amount of aid necessary to be given to them. The total donations received during the last month, amounted to $1,[illegible], of which $[illegible] was given by brethren, and the rest were a voluntary donation from Lodges, and the wives collected by committees. During the three months, $[illegible] had been given to sixty-eight different families.

Highway Robbery.

A man giving the name of JOHN MCDONALD, was brought before Justice [illegible] charged with robbing a man of $[illegible] at the corner of Third-avenue and Thirty-ninth-street. Mr. GLASS alleges that while standing at his own door on Saturday afternoon, he was approached by the prisoner and two others, who knocked him down and robbed him of his watch and gold seal. The watch was subsequently recovered.

A warrant was issued for the accused Tartar, whose name is after.

THE SELF CONFESSED MURDERER.

John Lawlor, the United States soldier who, a few months since, confessed that some four years previously he had murdered a young woman, in the town of Rathdrum, County Antrim, Ireland, and who, at his own request, was taken into custody, he representing himself to be tortured by remorse, seems likely to be sent back to Ireland for trial. It will be remembered that soon after his arrest he was sent to the Insane Asylum on Blackwell's Island, he having all appearance of a lunatic, and not being responsible for what he did or might do. *He acted very wildly at first, but* recently conducts himself like a sane man, and seems to be sound in mind, that Dr. Sanger has given his opinion of his sanity, and declares him entirely cured of the malady which had apparently overtaken him. *Meanwhile, the British Consul has had a correspondence* with the authorities of Rathdrum, in relation to the affair, the result of which goes to show that a murder was committed in Rathdrum about the time specified by the prisoner, that the name of the girl was Mary Dunn, that *Lawlor was a teacher in the* workhouse at the time, and moreover that he was present at the inquest held on the body of deceased—thus corroborating Lawlor's own story.

Lawlor has not been informed of the correspondence that has taken place between the Consul and the authorities at Rathdrum. What disposition will be made of him is not yet known, but it is supposed he will be sent back.

LOOK OUT FOR THEM.

The avenue cars and their terminations are crowded, especially in the night-time, with pickpockets, who take advantage of this crowded condition to practice their light-fingered calling. Several persons have had their pockets picked in the cars of late. Look out.

VITRIOL-THROWING AGAIN.

The infamous vitriol-throwers are at work again. Miss Biggs, residing at No. 23 Avenue D, made complaint to the police yesterday, that while walking through Broadway, near Prince-street, about 7 o'clock on Monday evening, she had a $50 dress ruined by vitriol thrown upon it, as she supposes, by one of a party of three genteel-looking young men, who behaved very rudely as they passed her.

It looks as if similar outrages have recently occurred at the doors of churches and theatres.

A WICKED CHURCH.

A boatman named Wallace Church was brought before Justice WELSH, yesterday morning, for passing a counterfeit $10 bill on the Bank of Providence, R. I., at the liquor-store of John E. Ford, somewhere in the First Ward. He was locked up for examination.

PROVISIONS FOR COLD WEATHER.

Two colored boys—William Curtis, aged 16, and and Jacob Harris, 17 years of age, were arrested on Saturday by officer Frank Barange, of the Chief's Office, for shop lifting. The prisoners, it appears, went up into the store of W. Little, No. 41 Dey street, and taking advantage of the absence of the clerks in the rear part of the building, helped themselves to four whole and half-a-dozen rabbits, which they attempted to decamp. Just as they were leaving with their booty they were discovered by some of the employes of the store, who detained them until the arrival of the officer.

Justice OSBORNE, before whom they were brought on Sunday, committed them to answer in default of $1,000 bail.

LAW INTELLIGENCE.

COURT CALENDAR—TUESDAY, Feb. 3.

SUPREME COURT.—Nos. 442, 669, 216, 751, 756, 761, 762, 764, 774, 779, 781, 785, 784, 785, 787, 789, 790, 791, 792, 793, 794, 804, 809, 196, 204.

COMMON PLEAS.—Part 1.—Nos. 291, 294, 295, 296, 298, 300 to 308, 190. Part II.—Nos. 77, 163, 154, 141, 18, 21, 22, 26, 120, 225, 196, 199, 201, 203, 243.

SUPREME COURT.—*Circuit*.—Nos. 1502, 912, 538, 535, 489, 539, 541, 543, 545, 547, 549, 551, 553, 555, 557, 559, 561, 563, 565, 567.

THE ARRESTED FILLIBUSTERS.

A Commissioner Finally Obtained to Hear the Case—Taken Standing—The First Witness a Royal British Grenadier.

The examination of Ex-Consul Fabens and Henry Boulton, charged with being engaged in enlisting recruits for Gen. Walker, was assigned by the U. S. District-Attorney for yesterday, at 12 M., before Commissioner Stilwell. The prisoners, accompanied by Thomas Francis Meagher, Judge Dean, Mr. Campbell, and Mr. Blankman, their counsel, were promptly in attendance. Mr. McKeon, the U. S. District-Attorney, Mr. Joachimsen, his assistant, and several Deputy Marshals, were also present. Many spectators were gathered in the Commissioner's Office, among whom were Gen. Ward Burnet and Gen. Cazneau.

Mr. McKEON announced that Commissioner Stilwel was absent from the City.

Mr. Campbell asked if the Commissioner had been spirited away, in order to allow an opportunity to repeat Saturday's performances, and effect, on frivolous ground, another postponement of the case.

The District-Attorney said that he could only state the fact of the Commissioner's absence.

Mr. Blankman—A pretty kettle of fish this—it's only a dodge to delay the examination.

Judge Dean—Is there no Commissioner here who will hear the case?

Mr. Joachimsen—There is none. Those who have not scruples of delicacy in the case, are too busy with other important examinations to spare the time.

Judge Dean—We will have to hunt up a Commissioner then.

After some further discussion it was finally arranged to send for Commissioner Morell, at his office in Wall-street. Meanwhile, at the command of the Marshal, the entire party retired from Mr. Stilwell's office, to a little room in the rear of the Marshal's office. A diminutive coal stove, a small table, and a few dilapidated chairs, comprised all the furniture. The Reporters snatched the chairs and encircled the table. Prisoners, counsel, and spectators, took standing positions from necessity.

Some half hour elapsed, when Commissioner Morell made his appearance. A show of room was made for him at one end of the table, and the District-Attorney then briefly announced that he was ready to proceed with the case on behalf of the Government.

Judge Dean said that before any witnesses were called he desired to be informed what law of the United States the prisoners were charged with violating.

Mr. McKEON replied that this part of the case would be developed soon enough after the examination was entered upon.

Judge Dean intimated that the present was not a town meeting gathering, but a public assembly, involving the rights of two citizens of the United States.

Mr. Blankman asked to see the original affidavits, complaints, counterbonds and all the records in the case.

Judge Dean renewed his question as to the Statute alleged to be violated by the prisoners.

Mr. McKEON read the statute in question, and claimed that there was nothing in it prohibiting any one serving under William Walker. William Walker was not *specified* as a foreign prince, foreign potentate, nation, colony, district or people, and such specification was necessary to make the present charge effective. He contended that they might as well try and punish a Sandwich Islander for serving in Canada to assist another farmer in harvesting his grain.

Mr. McKEON asked that the examination be commenced.

The Commissioner said he was unable to improve the accommodations, but hoped that the counsel would be induced thereby to hurry the case through sooner.

The District-Attorney and his assistant specially returned, with the original papers in the case.

Robert Fuller was now sworn, and his examination commenced by the United States District-Attorney as follows:

Q.—Have you ever seen any of the parties present in connection with the subject of enlisting recruits to send to Nicaragua? A.—I have.

Q.—Will you point them out? A.—There is one, (pointing to Col. Fabens,) and there is another, (pointing to Mr. Boulton.)

Q.—Where did you first see them? A.—At the Nicaragua Agency in Broadway, on the 21st of January.

Q.—When did you last see Col. Fabens? A.—I have not seen him since the time mentioned, except at this office.

Q.—When did you last see Mr. Boulton previous to seeing him here? A.—On board the Tennessee on the 26th of last month.

Q.—Where was the Tennessee going? A.—To Nicaragua.

Q.—Why did she not sail on the 26th of last January? A.—Owing to delay in making her repairs.

Q.—Will you describe the office of the Nicaragua agency. A.—It contained chairs, tables, counters and desks. On the walls were sundry placards. The placards stated that emigrants to Nicaragua were to have given them eighty acres of land on their arrival there, and to have a free passage. In front of the building were several flags. They contained the same printed announcement as the placards referred to. There was scattered about the office a large number of the following printed circulars:

NEW-YORK, Wednesday, Dec. 17, 1856.

DEAR SIR: At a meeting of citizens held on Wednesday evening, Dec. 17, at the Nicaragua Agency, No. 247 Broadway, room No. 3, you were unanimously appointed one of a Committee authorized to collect material aid, clothing, provisions, &c., for our suffering fellow-countrymen in Nicaragua. On Saturday afternoon next, at 2 o'clock, you are respectfully requested to meet at the same place and report progress.

Your fellow-servant,

WARD B. BURNETT, President.

ALEXANDER C. LAWRENCE, Secretary.

Q.—What was this office called? A.—The Nicaragua Agency.

Q.—When you first went into the office, who did you see there? A.—There were several there; Col. Fabens was engaged in writing; Mr. Boulton asked me if I or any others present wished to see himself; a man who stood by the side of me said he did; Mr. Boulton took the man to the counter, and a conversation of some minutes ensued; at the end of the conversation Mr. Boulton gave the man a pen; at the same time showing him a long book on the counter; the man, after some difficulty in getting a pen with which he could write, at length signed his name in the book; Mr. Boulton then told him to come the following Tuesday and get his ticket for Nicaragua; Mr. Boulton, after this, stepped up to me, and asked me to look at the book on the counter; I went to the book, and saw a large number had entered their names to go to Nicaragua; I told him that I had in view to take fifteen or sixteen young men out to Nicaragua, and that I had come to the office to get the necessary particulars before going.

Q.—What did the Clerk tell you? A.—He told me that to each one signing his name to go to Nicaragua, was to be given eighty acres of land and a free passage; I asked if he could give a guarantee that the land would be forthcoming; he said that the land would be given by President Walker, of Nicaragua; I told him I had read the papers and was pretty well posted about Nicaragua, besides having been on the Isthmus; to my question if the river San Juan was not then blockaded by the Costa Ricans, he said it was not.

Q.—Was anything said about firearms? A.—He told me that we could carry all the arms we chose on our persons; we could also secrete in our bedding any amount of arms we felt disposed; they should be taken on board the steamer with caution; he asked me to sign my name in the book; I declined, saying I wished first to bring the parties I had spoken of to the office, he told me to come on the ensuing Saturday and he would give me full particulars of the position of Gen. Walker and *as to the blockade of the* river; in the event of the river being blockaded he said we would have to fight our way; I told him we should go expecting to fight if necessary; I directly left the office.

Q.—Did you have any conversation at this time with Col. Fabens? A.—I did not; I merely saluted him as I entered the office.

Q.—You had seen Col. Fabens before, had you? A.—Yes, Sir.

Q.—Well, how is it about your next call at the Nicaragua office? A.—I called again on the Saturday following, as promised; Mr. Boulton was not in when I first called; a gentleman told me he would be in far about an hour; I waited an hour and Mr. Boulton came in; he told me that the news from Nicaragua was of the most encouraging character; after some conversation he asked me to call again on the following Tuesday, and bring my men with me; I called again, and told him that the men would not sign the book; he showed me the name of Joe Brown, one of my men who had signed the book; I then signed the book.

Q.—What was given you after signing the book? A.—A ticket.

Witness produced the following ticket as the one given to him:

This entitles the bearer, Robert Fuller, his transportation, the expenditure of the Nicaragua Emigration Company, to a passage from New-York to San Juan del Norte, on steamship *Tennessee*, for self and effects.

ALEXANDER C. LAWRENCE, Agent.

NEW-YORK, Jan. 28, 1857.

Good for a passage, Robert Fuller from San Juan to Greytown, Nicaragua. ALEXANDER C. LAWRENCE, Agent.

NEW-YORK, Feb. 3, 1857.

Witness identified the same above mentioned or other articles of enlistment? A.—The articles mentioned made mention of were firearms.

Q.—Was anything said about bowie knives? A.—He said we could secrete a bowie knife, and I said I would put it in my bosom leaving my wife behind. He said that he thought it would be best.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] Committee, Senator WILSON for subserviency to the South. This is a fair specimen of the amount of common sense which these fanatics generally contrive to infuse into their proceedings.

The first meetings for the month of the Boards of Supervisors, Aldermen and Councilmen took place yesterday. The session of the Supervisors was not lengthy, but nearly all their time was taken up in debating a resolution authorizing the County Treasurer to pay WILLIAM MACKELLAR $1,000 for serving as Clerk to the Police Commissioners, &c., during 1855-56. It was finally adopted. The City Chamberlain presented a report showing that he held, on the 1st JANUARY, $1,001,158 82 in moneys and securities. The Board of Aldermen resolved to create the office of "scrivener, in the Third District Police Court," for Ex-Councilmen, Fillibuster, &c., KEENAN, and to remunerate him with a thousand a year. In the Board of Councilmen a resolution authorizing the Mayor to offer a reward of $2,500 for the arrest of the murderers of Dr. BURDELL, was referred to the Police Committee.

Uncle Sam lacks a place to seat himself when he hears an examination in this City. Yesterday Col. FARRAS and Mr. BOULTON were put upon their trial for fillibustering; not before Commissioner STILWELL, who was out of town, but before Commissioner MONELL. In his office there were just chairs enough to accommodate the reporters, so the proxy of Uncle Sam, the alleged fillibusters, the witnesses, and the retinue of counselors took it standing—each man holding his own hat, overcoat, and cane. The opposing lawyers skirmished for an hour or two, and then called a witness—"a Royal British Grenadier"—who testified that he gathered his information from the Nicaragua agency for the purpose of informing.

The address of the Committee appointed at the meeting of Swiss residents held in this City on the 17th of January, is receiving many signatures, and will soon be transmitted to the Swiss Federal Council.

Some of our readers may remember that when the secrets of the K. N. lodges were interesting we used to report pretty regularly those of the Tenth Ward Lodge. But when the proceedings got stale we dropped it and the *Tribune* began. It seems that the *Tribune* reporter was not so careful as ours to do the thing inoffensively, and hence Mr. ELIAS COMBS, one of the members of that lodge, brings a libel suit against GREELEY & MCELRATH in the Common Pleas. The defendants admit the publication and give notice that they mean to prove their truth. A sealed verdict is to be brought in.

WM. E. THOMPSON, formerly commercial Editor of the *Courier and Enquirer*, and lately an absconder with moneys fraudulently obtained from various friends, has been overtaken in England and compelled to fork over $2,400 of his stolen funds, by the agent of E. WHITEHOUSE, SON & MORRISON. Poor THOMPSON—now an old man—what a fool's speculation!

The Broadway Tabernacle property has gone into new hands, and is to be rebuilt for stores. This will be a public grief.

Gen. SHIELDS declines the public dinner tendered him by a long list of distinguished citizens, beginning with Gen. WINFIELD SCOTT.

These choice rascals, the vitriol-throwers, are again at work—unwilling to let this holiday of the scape-gallows go unenjoyed; a young lady, residing in Avenue D, complained to the police yesterday that early Sunday evening, on Broadway, she had a dress worth $50 spoiled by vitriol thrown upon it (as she supposes) by one of three young men who behaved very rudely as they passed. We understand that of late, at the entrance of churches, concert rooms, &c., several other ladies have suffered from the same cause.

On Monday evening, Rev. Dr. HAWKES delivered the first of a course of three lectures on American Ethnology, in Hope Chapel. It was attended by a highly respectable and crowded audience. This discourse was devoted to prove the identity of the Indians of the higher latitudes in this country with the Tungooses, Koriacs and Kamschatkdales of the Asiatic Continent, which was ably argued from identity of religious opinions and practices, dress and ornaments, habits in war and peace, the practice of scalping, their mode of march and the use of the calumet, but more especially from the identity of language.

The screw steamship *City of Manchester*, from Liverpool on Jan. 14, arrived at this port yesterday morning. Her news is not so late by three days as that received by the *Arabia*.

The Bond-street Murder.

The deepest excitement continues to prevail concerning the startling and mysterious murder of Dr. BURDELL. Yesterday's proceedings, under the Coroner's Inquest, though they did not accomplish much towards detecting the perpetrators of the horrid act, threw considerable light upon the transaction itself and the relations of the deceased to the various parties upon whom something of suspicion must inevitably rest. It cannot but be evident to every reader of the testimony, as it is reported in our columns,—as it was certainly evident to all who heard it given,—that the Coroner's inquiries are guided by a theory more or less distinct which he has already formed in regard to the leading features of the case. In an inquest so conducted, the *questions* are often quite as important as the answers:—and we have reported them *verbatim*.

It is now intimated, as will be seen by the testimony, that BURDELL and Mrs. CUNNINGHAM were never married:—that ECKEL and Mrs. C. were on very intimate terms, and that ECKEL personated BURDELL in the marriage ceremony and had his name inserted in the marriage certificate. The chambermaid, MARY DONAHU, was examined at great length,—and her testimony, which was given with great clearness and evident truthfulness, related exclusively to the previous relations of the parties, as she left the house on the Wednesday preceding the murder. She gave Mr. BURDELL a very excellent character, saying that he always came home by 10 o'clock, that he was never intoxicated, had never been known to have any improper intimacy with any persons in the house, but was quiet and uniformly attentive to his own affairs. She represents him as having been treated with great rudeness for some weeks past by Mrs. CUNNINGHAM and ECKEL, who were exceedingly intimate—criminally so according to her account, and both of whom had frequently indulged in intimations that Dr. BURDELL was a very bad man and ought to be put out of the way. ECKEL of late had assumed, to a very undue extent, the oversight of the house, and had been treated by Mrs. C. as the most important person in it. She slept in the bedroom adjoining and communicating with his, and would never allow either of her children to sleep with her, except on the night of the murder, when both of them did so. In the drawer of a bureau which stood in ECKEL's room, of which it seems that Mrs. CUNNINGHAM kept the key, were found yester-

[illegible]

Cost of a Snow Storm.—If all the losses caused by the late severe snow-storm, the shipwrecks, the detention to commerce, the accidents on railroads, the suffering by land and sea, and the loss of human life, could be set forth in one plain unvarnished narrative, they would present a fearful and thrilling aggregate of suffering and misery. The only consoling reflections that they would suggest, would be that they were the unavoidable effect of a natural cause, which must have their consequences in the wise orderings of Providence. The disasters caused by the snow in the City, however, are of a very different character; they are hardly less distressing, and their effect is greatly heightened by the reflection that they are wholly unnecessary, and that they might be avoided if our City authorities were not so shameless in the neglect of their duty. By an ordinance of the City, which every policeman and every public officer is in duty bound to see strictly observed, the sidewalks are required to be cleared immediately after a fall of snow; and yet a measure so essential to the safety and convenience of the denizens of our streets is grossly neglected. Even at this time, many days after this last fall of snow, the sidewalks are still encumbered with lumps of frozen snow and ice, which not only impede travel, but are the cause of many serious accidents, such as the fractures of the bones and the damage to garments and flesh. We have heard of many very serious injuries from falls upon the sidewalks during the past three days, in consequence of the ice and snow. The streets have been rendered nearly impassable, and yet the extra cost of horse-flesh would have amply paid for carting off all the snow which fell last week. On Saturday the walking was indescribably bad, and but for the efforts of little boys and girls who swept away a path at the crossings of some of the principal streets, going from one side of the street to the other would have been impossible without wading knee-deep in slush. It was a refreshing spectacle to see these little volunteer street-sweepers, with their shoeless feet, attempting to clear away the obstructions in the streets, while the stalwart policemen were idly surveying the scene, and the salaried Street Inspectors were quietly enjoying their comfortable exemption from duty. The omnibuses could only navigate the streets by doubling their horse-power, and the poor cartmen could hardly get through the slough at all. It would be instructive if some patient actuary would make an estimate of the actual cost to our citizens of the last fall of snow; and, if it were shown that some hundreds of thousands of dollars would have been saved by its removal at the public cost, perhaps the Common Council might be induced to pass an ordinance which would insure us freedom from such disasters hereafter.

THE FIRE DEPARTMENT.—The election for Chief Engineer of the Fire Department takes place to-night. Mr. CARSON, the present incumbent, seems to be the favorite of the Firemen and Mr. HOWARD of the politicians inside and outside of the Department. Under such circumstances, all who desire the integrity and efficiency of this important branch of the public service must desire the reflection of Mr. CARSON.

A GOOD EXAMPLE.—At STEWART'S mammoth dry-goods establishment Spanish coins are taken at their full valuation, but are not given out at all. All fractional prices have been discarded,—the price of everything being given in plain, intelligible dollars and cents. This is beginning a valuable reform in the right quarter.

LATEST INTELLIGENCE

By Telegraph to the New-York Daily Times.

Magnetic Telegraph Co.'s Office—4 Hanover-st., and 121 Broadway
Home Printing Telegraph—Office No. 31 Wall-street.

FROM WASHINGTON.

The Correspondence Between Gen. Scott and the Secretary of War—The Investigating Committee—French Spoliations, &c.

WASHINGTON, Monday, Feb. 2.

The anxiously-expected correspondence between Gen. SCOTT and the Secretary of War, relative to the former's pay, was sent to the Senate to-day. It is now exclusively in the possession of the Committee on Military Affairs, who will make an examination, and determine whether it can with propriety be printed. If not, it will be filed among the secret archives of the Government.

The members of the Select Committee say that they will sit night or ten hours a day, if necessary, in order to complete the testimony this week. A Deputy Sergeant-at-Arms has gone from this city for witnesses.

The Committee on Foreign Affairs in the House will report the French spoliation bill, but its friends will not attempt its consideration, owing to the pressure of other business, and for want of time for its due consideration.

The Committee on Elections have formally decided to report a resolution declaring vacant the seat held by Mr. WHITFIELD, of Kansas, but making no recommendation relative to Mr. REEDER.

XXXIVth Congress---Second Session.

SENATE....WASHINGTON, Monday, Feb. 2.

THE SAN FRANCISCO VIGILANCE COMMITTEE.

On motion of Mr. WELLER a resolution was adopted requesting the Secretary of War to communicate copies of all correspondence not heretofore furnished relative to the proceedings of the Vigilance Committee of 1856.

THE CAMELS.

On motion of Mr. PEARCE, a resolution was adopted, calling on the Secretary of War for all the information in his possession, showing the results of the trials of the camels in military service.

DEPARTMENT OF LAW, ETC.

On motion of Mr. ADAMS, the Senate proceeded to the consideration of the bill to establish a Department of Law, and prescribe the duties of the Auditors and Comptrollers of the Treasury.

The subject was postponed after a brief debate.

THE PRESIDENTIAL ELECTION.

On motion of Mr. EIGLER a resolution was adopted for the appointment of a Committee to ascertain and report a mode of examining the votes for President and Vice-President, and of notifying the persons elected of their election.

Messrs. EIGLER, BENJAMIN and FOOT were appointed on the part of the Senate, and the House having concurred in the resolution, is represented by Messrs. JOHNS, of Tennessee, WASHBURN, of Maine, PHELPS, of Pennsylvania, LETCHER and BOCOCK.

THE INDIAN APPROPRIATION BILL PASSED.

The Senate resumed the consideration of the Indian Appropriation bill, and passed it with many amendments; among them the following: Granting to the New-York Indians who emigrated to Kansas under the treaty, of Buffalo Creek, the ownership of land to which they are entitled, to lands in lieu of improvements; the restoration of the trust to contract for the sale of the public domain. Separating the office of Governors of Territories from that of Superintendent of Indian Affairs." Adjourned.

HOUSE OF REPRESENTATIVES.

WASHINGTON, Monday, Feb. 2.

THE GRANDFATHER ACT.

The House passed the bill legalizing entries under the graduation act of 1854, made prior to the passage in cases where a settlement was made in good faith.

THE INVESTIGATING COMMITTEE.

Mr. KELSEY, by the unanimous direction of the In-

[illegible]

[illegible] Fillmore, Monday, Feb. 2.

Accounts from below are unfavorable to the opening of navigation. The river has risen at Louisville, and the Ohio is clear of ice below the Falls. There has been a rise of nine feet at Galena, and it was still rising.

The steamer *Geneva* sunk in the ice at Point Island. Loss, $10,000.

J. G. Bacon, shoe dealer, formerly of Lynn, Mass., died this morning.

Later from Mexico.

BALTIMORE, Monday, Feb. 2.

New-Orleans papers of Monday last are received. They contain dates from Mexico to the 16th inst.

The insurrection at the Louis Potosi had been quelled. The insurgents had fled, and several of their leaders have been shot.

Sentences for Murder.

QUEBEC, Monday, Feb. 2.

Sentence of death has been pronounced against ANGUS TOUSSAINT, and the execution fixed for 1st April.

PHILADELPHIA, Monday, Feb. 2.

WEBB, convicted of the murder of his wife, was sentenced this morning to be executed.

The Nashville detained at Charleston.

NASHVILLE, Sunday, Feb. 1.

The U. S. steamship *Nashville* was detained here on account of the weather. She left here this (Sunday) morning at 11 o'clock.

Foreign Trade of Boston.

BOSTON, Saturday, Jan. 31.

The imports of foreign goods at the port of Boston for the week ending Jan. 30 were as follows:

Dry Goods	[illegible]
Other articles	[illegible]
Total	[illegible]

Fires.

IN LEWIS-STREET.

A fire broke out among the lines in the lime-yard of CAMPBELL, HAGGERTY & RUSSEL, foot of Twenty-fifth-street, East River, about 10 o'clock Sunday morning. It was caused, by the leaking of some spent down upon the lime through the roof. About $1,000 damage was done. The loss is covered by insurance in the St. Mark's and Stuyvesant Insurance Companies.

IN MAIDEN-LANE.

At 8¾ o'clock, last evening, a fire broke out in the building No. 49 Maiden-lane. It spread very rapidly, and destroyed between $12,000 and $15,000. It is supposed to have originated in the rear of the second floor, occupied by WOLLESEN & ROSENBAUM, dealers in fancy goods, &c. An explosion took place there which shook the building, blew out the windows, and excited for a time great fear. This explosion is supposed to have been caused by some chemicals, kept among the fancy goods. On the first floor, occupied by GEORGE S. MAWSON, (agent,) for dealer, [illegible] ble damage was done; Mr. MAWSON has an insurance of $2,000 on stock in the Irving Insurance Company. The building and contents were covered with water and aged throughout. A portion of the second floor was occupied by a Mr. KAUFMAN, cigar dealer. The third floor was in the occupancy of Mr. WEBSTER, dealer in jewels.

The adjoining buildings, Nos. 47 and 49, with their contents, were also damaged. The fourth floor of No. 45 is in the occupancy of GALKINS & DARROW, [illegible] bottle dealers; second floor, by Messrs. [illegible] importer of watch materials; third floor, by [illegible] MAN, manufacturer of catchets, and Geo. WEATHERBY, brass ware dealer.

The first floor of No. 44 is in the occupancy of SEYER & URBAN, basket dealers. They sustained considerable damage by water, and insured for $2,000 in the St. Mark's Insurance Company. The first, second, third and fourth floors are occupied by WM. WEBSTER, dealer in fancy goods, toys, &c.—loss about $1,500.

The rest of the first floor of No. 44 is occupied by WALTER BOWERS, dealer in castings for buttons.

All the buildings belong to the Livingston estate. The loss on them amounts to at least $1,000.

BUSINESS NOTICES.

SINGER'S SEWING MACHINES.—THE WHOLE [illegible] has arrived to remain for the Spring and Summer trade. He who buys a Sewing Machine now will have a great advantage over him who purchases after the rush commences on. The fashionable dressmakers and tailors will assure you that nothing else will do; and, if you want work, it will assuredly pay you to call at 458 Broadway, and look at the Machines. Cards and circulars will be sent free. I. M. SINGER & CO., No. 458 Broadway, New-York.

BATCHELOR'S HAIR DYE WORKS AND WIG FACTORY.—The best in the world; the only one in New-York; warranted to dye a natural black or brown; no injury to the hair or skin; no smell; no ridiculous results; no disappointment; no exposure; no [illegible] Wigs, Frizzes, Ladies' Hair Work, &c., of the finest quality, style, and at the lowest price. BATCHELOR'S DYE, 233 Broadway.

WELLS, FARGO & CO'S EXPRESS [illegible] ALBERT H. WOOLLEY, No. [illegible] Broadway.

[illegible]

[illegible]

[illegible]

MARKET REPORTS.

[illegible]

HOUSES AND LOTS FOR SALE.

[illegible]

AUCTION SALES.

[illegible]

MEDICAL.

[illegible]

FOR EUROPE.

[illegible]

COPARTNERSHIP NOTICES.

DISSOLUTION.—THE PARTNERSHIP HERETOFORE existing between the undersigned, under the firm of HILL, GROVES & CO., is this day dissolved by limitation. The affairs of the concern will be settled by either of the undersigned.

WILLIAM H. HILL,
GEORGE M. GROVES,
WILLIAM E. NORTHRUP.

THIS IS TO CERTIFY, that the undersigned have this day formed a special partnership, under the name or firm of GROVES, NORTHRUP & TAYLOR. The general nature of the business intended to be transacted by said partnership is the Silk and Fancy Dry Goods Importing and Jobbing Business, which is to be carried on in the City of New-York. The names of the general partners are GEORGE M. GROVES and WILLIAM E. NORTHRUP, who reside in the City of New-York; GEORGE H. TAYLOR, ABRAHAM F. HAZEN and JAMES W. WHITNEY, who reside in the city of Brooklyn; and the name of the special partner is WILLIAM H. HILL, who resides in the City of New-York. The said special partner, William H. Hill, has contributed ten thousand dollars to the common stock of said partnership. The said partnership is to commence with this day, and terminate on the first day of December, 1860.

Witness our respective hands, this 31st day of December, 1856.

GEORGE M. GROVES,
WILLIAM E. NORTHRUP,
GEORGE H. TAYLOR,
ABRAHAM F. HAZEN,
JAMES W. WHITNEY,
WILLIAM H. HILL.

DISSOLUTION.—THE COPARTNERSHIP heretofore existing under the firm of H. W. BALL & CO., in this City and in Newark, N. J., is this day dissolved by mutual consent. HORACE W. BALL, and DENNIS M. FITCH retiring therefrom.

The outstanding business of the firm will be settled by their successors, BALL, BARNARD & PARSELL, who are authorized to use the name of the firm in liquidation.

H. W. BALL,
H. C. BALL,
THOS. BARNARD,
DENNIS M. FITCH.

NEW-YORK, Jan. 31, 1857.

COPARTNERSHIP.—THE UNDERSIGNED have entered into copartnership under the firm of BALL, BARNARD & PARSELL, and will continue the business of the late firm of H. W. BALL & CO., in the manufacture and sale of fine jewelry at Stock-ord stand, No. 9 John-st., New-York, and No. 28 Franklin-st., Newark, N. J. They are authorized to adjust the settlement of the unfinished business of the late firm, and to sign the name of the firm in liquidation.

HOOPER C. BALL,
THOMAS BARNARD,
HENRY V. PARSELL.

NEW-YORK, Feb. 2, 1857.

COPARTNERSHIP NOTICE.—NOTICE IS hereby given that the copartnership heretofore existing under the firm of MILLER, ORTON & MULLIGAN, expires this day by its own limitation. The business will be settled by N. C. MILLER and WM. ORTON, who each, and they alone, are authorized to sign in liquidation. Dated at Auburn and New-York, Jan. 31, 1857.

The publishing and bookselling business will be continued by N. C. MILLER, WM. ORTON, R. G. STORKE, and E. MURSON, who have this day formed a copartnership, under the firm of

MILLER, ORTON & CO.,
No. 25 Park-row, New-York,
and No. 107 Genesee-st., Auburn.

Feb. 2, 1857.

DISSOLUTION OF COPARTNERSHIP.—The copartnership heretofore existing between STRATTON, COOPE & CHAPPEL, is this day dissolved by mutual consent. The business of the late firm will be settled by ANTHONY STRATTON who is duly authorized to collect all moneys due to the firm, and to pay all claims against the firm.

Signed A. STRATTON,
WM. CHAPPEL,
SMITH M. COOPE.

BROOKLYN, Jan. 16, 1857.

The undersigned will continue the plumbing, gas, and steam fitting, at the old stand, No. 76 Pontiff-st., Brooklyn.

ANTHONY STRATTON.

NOTICE.—THE COPARTNERSHIP OF WILMARTH, CLUSSMAN & CO., was dissolved on Jan. 31, 1857, by its own limitation, and the interest of Jacob J. Lownds in said copartnership ceased from that date. The remaining partners will continue the business under the firm name of Wilmarth & Clussman, and are alone authorized to use the name of the late firm in liquidation; and to the manufacture of Gold Pencils and Pens, will from this date add the importation of Watches and movements.

WM. M. WILMARTH,
JOHN A. CLUSSMAN.

NEW-YORK, Feb. 2, 1857.

COPARTNERSHIP NOTICE.—SMALLEY & BARTLETT, having this day associated with them WILLIAM C. WEED, will continue, under the firm of SMALLEY, WEED & BARTLETT, the note loan and stock commission business.

GEO. C. SMALLEY,
WILLIAM C. WEED,
ALF. W. BARTLETT.

NEW-YORK, No. 54 Wall-st., Jan. 31, 1857.

THE COPARTNERSHIP HERETOFORE existing under the firm of E. METTLER & CO., is this day dissolved by mutual consent. The affairs of the concern will be settled by either partner, at No. 241 Front-st. E. METTLER will continue the Produce Business, on his own account, at No. 241 Front-st.

E. METTLER.
T. Q. HOLCOMB.

NEW-YORK, Feb. 2, 1857.

COPARTNERSHIP.—THE UNDERSIGNED have this day formed a copartnership under the firm of L. P. HULL & CO., and will continue the tailoring business formerly carried on by L. P. HULL, at No. 553 Broadway.

ISAAC P. HULL,
MOSES O. BANKS,
DENNEY HULL, JR.

NEW-YORK, Feb. 2, 1857.

MR. ROBERT L. NORTH RETIRES THIS day from the firm of W. N. SEYMOUR & CO. The business will continue as heretofore under the same name.

W. N. SEYMOUR,
J. W. DOMINICK,
J. H. WHITE,
J. E. BRUSH.

NEW-YORK, Jan. 31, 1857.

NEW-YORK, No. 45 William-st., Feb. 2, 1857.

EDMUND G. HOWE AND THOMAS BELKNAP, JR., are this day admitted as partners in my Banking House. The business will hereafter be conducted under the firm of KETCHUM, HOWE & CO.

MORRIS KETCHUM.

COPARTNERSHIP.—THE SUBSCRIBERS have this day admitted ALBERT G. WHITE as a partner in their business.

LOCKWOOD & CO.

NEW-YORK, Feb. 1, 1857.

LINEN PLAYING CARDS.

LINEN PLAYING CARDS.—SOUTHERN AND Western dealers and club houses will find a complete assortment of well-assorted playing cards, of all qualities, at the Factory of the Patent Linen Card Company, SAMUEL HART & CO., No. 1 Beekman-st., opposite Astor House.

REMOVALS.

NOTICE.—DREMEROUGE, WOOD & CO. HAVE removed to Exchange Bank Building, No. 12 Wall-st., where they will be pleased to see their friends and patrons of the trade, and to buy and sell Foreign Bills on all parts of the world, and to buy and sell Foreign Stocks on commission.

ADVERTISE NORTH.
ADVERTISE NORTH.
ADVERTISE NORTH.
ADVERTISE SOUTH.
ADVERTISE SOUTH.
ADVERTISE SOUTH.
ADVERTISE SOUTH.
ADVERTISE EAST.
ADVERTISE EAST.
ADVERTISE EAST.
ADVERTISE WEST.
ADVERTISE WEST.
ADVERTISE WEST.

WEBCHELER & WEBB, General Advertising Agents, Tribune Building, No. 140 Nassau-st., New-York.

WE advertise in all the principal newspapers, and business men generally, in any part of the United States or Canada, can find out the particular place in which to advertise to reach any business they may have in view, by calling at our office, where we have a file of all the newspapers published in the United States and Canada, and we can give the information at a moment's notice, and without charge to the advertiser. We also publish a Table showing the number of newspapers published in each State, and the number of copies they circulate, which we shall be pleased to send to any person who may wish to extend his business beyond his own immediate locality. We also publish a Table showing the number of newspapers published in each town in the United States and Canada

STATEMENT OF THE AMERICAN EXCHANGE BANK OF THE CITY OF NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, A. J. WAGNER, Cashier of the AMERICAN EXCHANGE BANK, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
A. J. WAGNER, Cashier.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE ARTISANS' BANK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, GEO. T. LEAKE, Cashier of the ARTISANS' BANK, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
G. T. LEAKE, Cashier.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE ATLANTIC BANK OF THE CITY OF NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, GEORGE D. ARCHER, Cashier of the ATLANTIC BANK, of the City of New-York, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
GEO. D. ARCHER, Cashier.
Sworn before me, this 2d day of February, 1857.
EDWIN F. CORBY, Commissioner of Deeds.

STATEMENT OF THE BANK OF AMERICA—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, GEORGE JAMESON, Cashier of the BANK OF AMERICA, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
GEO. JAMESON, Cashier.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE BANK OF COMMERCE IN NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, JEREMIAH P. VAIL, Cashier of the BANK OF COMMERCE IN NEW-YORK, being duly sworn, depose and say that the above statement is correct, to the best of my knowledge and belief.
J. P. VAIL, Cashier.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE BANK OF THE COMMONWEALTH—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, GEORGE BELDEN, Cashier of the BANK OF THE COMMONWEALTH, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
GEORGE BELDEN, Cashier.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE BANK OF NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, WILLIAM H. MORRIS, Cashier of the BANK OF NEW-YORK, being duly sworn, depose and say that the above statement is correct, to the best of my knowledge and belief.
W. H. MORRIS, Cashier.
Sworn before me, this 2d day of February, 1857.
THOMAS SWARTWOUT, Commissioner of Deeds.

STATEMENT OF THE BANK OF NORTH AMERICA—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, ISAAC SEYMOUR, Cashier of the BANK OF NORTH AMERICA, being duly sworn, depose and say, that the above statement is correct, to the best of my knowledge and belief.
I. SEYMOUR, Cashier.
Sworn before me, this 2d day of February, 1857.
EDWIN F. CORBY, Commissioner of Deeds.

STATEMENT OF THE BANK OF THE REPUBLIC IN THE CITY OF NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, JAMES P. FUNNETT, President of the BANK OF THE REPUBLIC, being duly sworn, depose and say that the above statement is correct, to the best of my knowledge and belief.
J. P. FUNNETT, President.
Sworn before me, this 2d day of February, 1857.
JAMES BULL, Commissioner of Deeds.

STATEMENT OF THE BANK OF COMMERCE IN NEW-YORK—As required by Chapter 250, Laws of 1853, for the week ending Saturday, Jan. 31, 1857:
Average amount of Loans and Discounts ..... $[illegible]
Average amount of Specie ..... [illegible]
Average amount of Circulation ..... [illegible]
Average amount of Deposits ..... [illegible]
City and County of New-York, ss.—I, WILLIAM H. VAIL, Cashier of the BANK OF COMMERCE IN NEW-YORK, being duly sworn, depose and say that the above statement is correct, to the best of my knowledge and belief.
W. H

[Continued from Fourth Page.]

Q.—Where did he live before he came here? A.—[illegible] I believe from Huntingdon County, N. J.; [illegible] he was before he came here.

Q.—Did you ever call on him here? A.—Never but [illegible] Sunday afternoon.

Q.—Where was Dr. Burdell? A.—No, Sir; I [illegible] Dr. Burdell? A.—No, Sir; I [illegible] I was introduced to Mrs. Cunningham [illegible] Eckel, the evening I was here; I called [illegible] Mr. W. D. Stanford, whom I had met, and [illegible] was coming here.

Q.—Was there anything particular in Mr. Eckel's [illegible] Cunningham's manner? A.—No, Sir; I [illegible] there was some young gentleman at the time who took her attention; I believe I made some remarks to her myself.

Q.—Did you write a letter to Mr. Eckel last Friday? A.—Yes, Sir.

Q.—Where? A.—At my residence in Seventh-street.

Q.—Did you put it myself in the door here? A.—No, Sir; I put it myself.

Q.—At what time? A.—I had taken her, and came [illegible] it must have been somewhere about [illegible] o'clock.

Q.—What was the purport of that note? A.—The purport was that as the fiscal year in my business [illegible] in the last part of January, I had some business with Mr. Eckel. I desired to have some accounts taken and settled, and wanted him to meet me [illegible] at 9 o'clock next morning at his place of business in Chatham-street.

Q.—Had there been any arrangement between you [illegible] by Eckel there? A.—He was in my [illegible] frequently, five days out of the week, and I told him, on either Thursday or Friday, that I [illegible] to make an exhibit for the special purpose [illegible] I thought, however, it would be better for me to look over his books myself, so I told him I would go there on Saturday morning and attend to it.

Q.—Did you convey to him was pretty positive in its terms, [illegible] A.—Yes; I made the note emphatic, thinking perhaps he might be disturbed.

Q.—Did you present him next morning? A.—I did.

Q.—About what time? A.—I believe I left my house [illegible] after 8 o'clock, in Thirty-fourth-street, and walked round [illegible] it was there at say a quarter or twenty [illegible] past 9; he was there, when I went there; [illegible] came in he said, in a jocular sort of way, "A [illegible] o'clock this?" or something like that; I had [illegible] spoken somewhat pointedly with him on [illegible] his want of punctuality, and I suppose [illegible] to that.

Q.—What was his manner and address that morning? A.—As usual, perfectly free and easy, and rather [illegible] his manner has always been with me.

Q.—How long were you together? A.—Examined accounts, and after making some statements in [illegible] his affairs, and transacting some other business, said, "let us go round to Fourth-street;" [illegible] there and looked over some four or five [illegible] and in connection with him I made some [illegible]

Q.—How long, altogether, were you occupied in [illegible]? A.—I think that in the two places I might [illegible] two hours.

Q.—During the time you were together was there [illegible] handed to him—any note or communication; or did anybody speak to him? A.—Nothing of the kind.

Q.—Did we leave your presence at all? A.—No, Sir; I believe I was within two or three or four feet of him the whole time; I was with him, in fact—by his side.

Q.—After transacting your business in Fourth-street, what was done? A.—As the end of that time he proposed going up to the establishment in Forty-fifth-street; having other business to mind, I told him to go himself, and bring down the memorandums showing the state of affairs; he came down perhaps an hour or two afterwards with the memorandum required; I then gave him what would have been sufficient to cover everything—$2,000—$2,500,—which he took and went off; that is the last I saw of him, and the last I have seen of him.

Q.—Was there any other conversation about business? A.—Nothing at all, except that when he was down at the store; he was there perhaps for an hour, and passed in turning there with my partner [illegible] the book department.

Q.—That was about noon? A.—That was about noon I think.

Q.—He had then heard nothing of this affair that you know of? A.—No, Sir, I have heard nothing of it.

Q.—Had he ever spoken to you about Mrs. Cunningham? A.—Nothing, further than that after my visit, I was rather pleased when I found the pleasant quarters he had got, and I asked him who Mrs. Cunningham was? He said that she was a widow; I asked him if she was a person of means? he said he thought she was—that he knew nothing about it, but rather imagined she was.

Q.—Did you ever hear him speak of Dr. Burdell? A.—I think I remember one or two occasions; I remember on one occasion about a week ago Mr. Eckel spoke to me—though I don't know what led to the conversation—about this same affair of which Mr. Snodgrass spoke; about his (Snodgrass) being abused by the Doctor on the night when he found difficulty in opening the door; he said that Dr. Burdell at their house had come in late, and I don't know whether he said the young man or the servant girl went to the door; but the Doctor had been very abusive—or something like that; there was nothing at all malicious about it.

Q.—Who introduced that matter? A.—I don't know.

Q.—Beyond these two occasions you never heard him speak of Mrs. Cunningham or Mr. Burdell? A.—Not that I can recall.

Q.—Did you ever visit him at any other place? A.—I think not; not during the last six years; during the previous two years I used to be in his company and to go round with him occasionally.

Q.—Do you think that conversation in reference to the Doctor and Mr. Snodgrass was a week ago? A.—I think it was about a week since I had the conversation with Mr. Eckel.

This concluded the examination of Mr. Ely.

Mr. Hall, the District-Attorney, then asked if the Jurors had examined the Doctor's papers up stairs.

A Juror replied in the negative.

After some conversation between the jurors and the District-Attorney, as to whether any access had been made to the Doctor's safe, in which it was understood certain papers were deposited, it was stated that the Coroner had the keys, and that the key supposed to have been lost had been found.

Another juror then stated that it had been demonstrated in France that the object last seen by the deceased would be found impressed on the retina of the eye, and that it would be well to have an oculist or some other competent person make that examination in this case.

The Coroner had no objection in the world at all.

The District-Attorney said that his curiosity had been excited in reference to that matter, and he had got a friend to make certain observations to test the theory, but the result did not increase his faith in the theory. All these experiments, however, were worth trying.

The Jurors and reporters then proceeded to the apartment up stairs, which had been occupied by the deceased as his office, and examined the papers submitted to them.

DR. BURDELL'S PAPERS.

The safe was found to contain a number of papers in large buff envelopes, relating principally to the Doctor's real estate, and including the original lease of the ground now occupied by the house No. 31 Bond-street.

Elsewhere were also found the following papers:

Emma A. Cunningham vs. *Harvey Burdell*. } Superior Court.
Order of arrest, $6,000. } B. C. THAYER, Attorney.

Same vs. *Same*.—Same Court.
Order of arrest, $6,000. Same Attorney.

Writs Received in Sheriff's Office, Oct. 30, 1856.

Arrested defendant, and he was discharged by the plaintiff's attorney on the 23d of October, 1856.

CROMBEY, Deputy Sheriff.

A number of checks were also found; some on the Artisans' and some on the Broadway Bank. Among these was one drawn on Nov. 14, 1856, in favor of Emma C. Cunningham, on the Artisans', for $115, and another for $50. The check-book was discovered along with the checks. This last check but one bore date the 8th of January last, and was drawn in behalf of Emma C. Cunningham, for $352. That check has never been presented.

The Doctor's pass-book was then examined, and showed that the last entry in the Artisans' Bank was made on the 10th of January, the sum being $52 45. A hasty examination of this book exhibited the fact that the doctor had been in the habit of depositing small sums of money frequently.

Further inspection of the check-book also showed that the last sum for which a check was drawn was $97 87. The book gave no clue, however, as to either the person in whose favor the money was drawn or the date. The entry immediately before this was that of $352 to Mrs. Cunningham on the 8th of January.

Several other entries appeared in which Mrs. Cunningham's name had been written but was subsequently erased. In one case the name of C. Godfrey Gunther was substituted and the sum decreased from $50 to $25.

An examination of the doctor's pass-book with the Broadway Bank showed that he had closed his transactions with that Bank on the 15th of December last.

His ledger exhibited a section out of his accounts with Mrs. Cunningham up to the 1st of June, 1856. The debtor side represented him as having loaned her the sums of $50 and $10 respectively, against which he credited her with board, ($35,) and understood the statement of the settlement.

Among his papers were discovered a sealed envelope containing a report of the Bank case in Philadelphia, an old judgment against Wm. H. Burdell, his brother, and a variety of other documents.

Probably the most important documentary revelations were those contained in an envelope addressed as follows:

John J. Hoint 171 Stanton street
Miss Amelia Cunningham
Private Papers

A sealed release in the doctor's handwriting purporting to have been given to him by Mrs. Cunningham through her husband, releasing him from all claims of a character such as those specified in the letter of October last, and bearing date the 20th of October last.

2. A document in the same handwriting to the effect that he had made no will prior to October last, and that any previous one he had made was in existence, it was a forgery.

3. A lease of the house No. 31 Bond-street.

4. The following important paper, also in the handwriting of the deceased:

"In case a case of the settling of the two suits now pending between Emma A. Cunningham and myself, I agree as follows:

1. To extend to herself and family my friendship through life.

2. I agree never to do or act in any manner to the disadvantage of Mrs. Emma A. Cunningham.

3. (In case they remain and occupy the house No. 31 Bond-street always,) as they now do, I will rent to Mrs. Cunningham the suite of rooms she now occupies—the third floor and basement—at the rate of $600 a year. HARVEY BURDELL."

[The words under clause 3d, in parenthesis, are erased in the original.]

These papers were found in Mr. Eckel's secretoire, in his bedroom. The keys of which Mrs. Cunningham expressed a strong desire to obtain since her arrest, on the ground, as she stated, of its containing family papers. It is needless to say that her request was not granted.

Scattered over the table containing the Doctor's dental instruments, were a number of books, valuables alike as to subject and condition. On a little table in the corner was found a cheap duodecimo bible, with the following significant entry on the cover inside, in the Doctor's handwriting:

"The first death is in consequence of Adam's sins; the second death is in consequence of personal transgression."

The Jurors then examined the bloody clothes that had been found in the little closet. In another little closet, in the entry communicating between the Doctor's operating room and bedroom, there were discovered several old parcels and a loaded gun. This branch of the examination having terminated, the Coroner and Jurors returned to the apartment in which the investigation was held.

The Coroner then said:

GENTLEMEN OF THE JURY: The day has been pretty much consumed in the examination of the safe, bureau and all those matters, and I think that, at all events, we have a right to support the inner man by some means or another. I confess that I want to get my dinner, and if you wish to adjourn it until to-morrow morning or until this night again, I am ready.

A Juror—Let us adjourn to this evening.

Another Juror—I believe it would be advisable to continue an hour longer and then adjourn until to-morrow morning.

Coroner—I really think that would be the better plan.

And so it was settled.

Coroner—Now, gentlemen, that we have gone through the examination of the house and everything of that kind, and I will be here at ten o'clock in the morning and we can go through without any interruption, and go ahead with our work.

A Juror suggested that 9 o'clock would be preferable, to which his fellow-jurors assented.

Coroner—Very well, gentlemen, where's the next witness?

Here, said a voice from a corner, and Mary Donoho, a little Irish woman, about 40, but neither fat nor fair, presented herself to be sworn.

Coroner—Gentlemen, we've done a very good day's work. Gentlemen, we have found out very important papers—very important indeed, that will bring guilt to some person.

A very round-about oath was then administered to the witness, and her examination was conducted as follows by the Coroner:

EVIDENCE OF MARY DONOHO.

Coroner—Mary, you know you've got to tell everything about this that you know. A.—I was not here at the occurrence if you please.

Q.—You were up stairs? A.—No, Sir.

Q.—We'll see about that, then? A.—No, Sir. I had leave to go out on my own business before that, and did not come back, but I lived two months here.

Q.—You lived with whom—with Mr. Ullman? A.—No, Sir, with Mrs. Cunningham as chambermaid and waiter. I waited on Mr. Ullman, Mr. Eckel, and so on.

Q.—For how long? A.—For two months exactly, last Monday. I came here on the 26th of November, and left on Wednesday last.

Q.—When did you leave? A.—I went out on Wednesday night, intending to return, but I got a cold in my feet and took very ill, and was not able to return, and never heard of the occurrence till I came yesterday morning for my clothes, and saw the officer at the door.

Q.—You got wet? A.—Yes.

Q.—While in the house who was in it; who were the numbers of the members of the family? A.—I engaged for six in family.

Q.—Mention the name of those? A.—Mrs. Cunningham, her two daughters, and two sons, and Mr. Eckel and Mr. Ullman, (but she did not mention his name.)

Q.—You knew Dr. Burdell? A.—Yes Sir, I did; I waited upon his bed-room and attended to his office-room until the last three weeks, when he got a boy to attend to his fire in the office.

Q.—You made his bed for him? A.—Yes, I did; I made it last Wednesday at 4 o'clock, which was the last I saw of him.

Q.—Did you ever observe him to have any female in the bed-room? A.—(With emphasis) Never, Sir, by any chance; I always considered him a very correct gentleman.

Coroner.—Look here, take things easy, like a good girl; you never saw a female in his bed-room?

Witness.—I never did.

Q.—Did you ever see or know or hear that Mrs. Cunningham was in his bed-room at any time? A.—Of course she could go into it when she liked.

Q.—Did you ever see her there? A.—Yes, she might be passing through it, but I never saw her there at an improper hour.

Coroner.—I don't know about that. Propriety don't depend on an hour, whether it's dark or daylight. Did you ever see Mr. Eckel go into her bed-room? A.—Yes, Sir.

Q.—Did you not see him sitting there at all hours of the night? A.—I have seen him sitting there at half-past 10 o'clock.

Q.—Did you not see him there later? A.—No, Sir, we generally went to bed at that time.

Q.—Did you not four or five times see him sitting there after twelve. A.—No, Sir, I never did; the cook and I were always desired to go to bed early.

Q.—When there was anything up going on, you were ordered to go to bed? A.—The Saturday that the Doctor and she had such a dispute, we were ordered to go to bed at half past nine.

Q.—Saturday last? A.—Saturday, the 24th, please; they had a very serious dispute when I was washing out the entry.

Coroner—Speak louder, that the gentlemen can hear you.

Witness—(in a louder voice.) Well, on Saturday, the 24th; as far as I can reckon, that is last Saturday week, when I was washing the entry there was some very serious noise in the room.

Coroner—Stop now. Now I don't see the mystery about noises. Was it loud talking? A.—It was loud talking—seemingly a dispute between Mrs. Cunningham and Dr. Burdell.

Q.—Did you hear afterwards what the loud words were about? A.—Well, please Sir, the Dr. rushed down stairs to the basement, very much agitated, and he went to look for Hannah, the cook. Hannah had to go up before that, and I kept washing the entry, and a gentleman came to the door, and I thought I would never get the door shut I felt so ashamed of the noise.

Q.—What did he say when he rushed down stairs? A.—When he came down stairs he expressed himself so that he must get rid of such a concern out of the house, I understood him to say that he was not safe.

Q.—What did he say, about as near as you can recollect? A.—The eldest daughter, I believe, had been ill-treating him and he sent for Hannah, and told her that the eldest young lady had torn his hair and abused him.

Q.—What did he then do? A.—He then went and got a scarf, and put it on, and seemed to go out for an officer, and stayed a few moments.

Here, in consequence of the complaints of several gentlemen of the Press as to their inability to hear the witness, she was requested to take a seat in their immediate vicinity—which she did.

Coroner—We don't want to annoy you, Mary, at all. Nothing of the kind, you know, and if you like a glass of water we will get it for you.

Witness—Thank you, sir; I'll thank you for it.

Q.—Did he bring in a policeman with him. A.—When he came in there was no one with him, but in about five minutes a man came in; he had not on policeman's clothes as I see now; I told the Doctor that a person wanted to see him.

Coroner—I presume, gentleman, it is one of the detached police.

Witness—(resuming) He went to the door when I told him and stood and talked outside. During that time Miss Augusta came down; I begged Miss Helen to go out and coax him in seemingly as if thought from the man; Helen went and seemed to be crying to get him in.

Q.—Did he come in with her? A.—He did, and she said—

Coroner—Stop now. What did she say? A.—She said, "Doctor, if you come up stairs along with me I will get my mother to give you them papers—whatever they were disputing about.

Q.—Did he go up stairs? A.—He did, Sir.

Q.—Did you hear what those papers were? A.—I did not hear him say.

Q.—Did you not hear afterwards what they were? A.—From Hannah; Mrs. Cunningham told Hannah what they were—some very important papers he had accused her of having stolen from him out of his desk.

Q.—What occurred after that? A.—I heard no more loud noise or talk.

Q.—Everything seemed quiet after he went up stairs? A.—Yes, Sir.

Q.—How long did he remain up stairs before he went out? A.—He came down seemingly, and went out for his dinner, for he had not been out for dinner that day as I reckon, for I had been a good while at work on the stairs.

Q.—Was there any row in the house after words that night? A.—No, no noise; but, she would insist on our going to bed at nine o'clock.

Coroner—Ahs!

Witness—I refused; I told her I would go on no terms; I told her it was unreasonable—that I had my work to do; that my dinner had been late, and that I should wash up the things, especially as the next day was Sunday.

Q.—You are sure that was not last Saturday? A.—No, Sir; I was not there last Saturday; it was before; it was the week exactly.

Q.—With permission to lead in this case, I would ask her to wait; she came down four times, and at last, came down in the basement, and said she would not leave until it would leave my things just so, and go to bed; that was about half past nine.

Judge Russell, who had occupied a seat near the Coroner during the examination, here announced his inability to remain longer, and asked till what time the inquest would be adjourned?

The Coroner—We will adjourn till to-morrow, at 10.

The Judge then retired.

The Coroner—(to the Jury)—Gentlemen, that is Judge Smith, or—Judge Russell, I mean; the City Judge.

Q.—Did you ever observe anybody in the parlor with Mrs. Cunningham? A.—Mr. Eckel and Mr. Snodgrass were there.

Q.—Did you see Dr. Burdell there? A.—No, he never sat there, unless with his patients.

Q.—Was Mr. Eckel in the habit of being in her bedroom every night? A.—For the last month or so he was; he carried up birds, and he was always there.

Coroner—Yes, he was a bird himself. That's right. [Subdued laughter.]

Q.—Did you ever hear any conversation between Mr. Eckel and Mrs. Cunningham? A.—Well, I did not hear any particular conversation.

Coroner—Well, now you are giving the fairest evidence we have got at all yet; and the fact is you are telling the truth so exactly, that I believe. Mary, you will throw a light upon this matter more than anybody else.

Witness—I considered that they were going to get married; at least I thought so from their keeping that sort of company.

Coroner—You remember now, Mary, that you have taken this oath, and that you respect an oath and all that sort of thing. I know you don't mean to endanger your soul for anybody.

Witness—No, Sir.

Q.—Did you ever see him kiss her? A.—No, Sir; I never did; but I saw him pay her a great deal of attention.

Q.—Winking at her? A.—Well, I thought them very intimate, and did not feel easy in the place, and have thought that on account of her being the mother of a grown-up family it was hardly right.

Coroner—That's just it, Mary; I knew where you come from—that it was all right. A.—Yes, Sir, I am well known in the City; I have lived in the best families in it.

Q.—You thought her conduct was too loose? A.—Yes; I did, Sir, as a married lady and a widow lady, I thought she should have had more discretion than keeping him sitting there so late at night; the last thing on going to bed was always to put on coal for them, and I would leave him sitting there; he never was in his own room but on a Sunday night.

Q.—Did you ever know Mr. Burdell to use the same familiarity with Mrs. Cunningham that this Eckel used? A.—Never, Sir; he was quite different in his manner; he was always respectful and obliging to her; if she wanted anything, he would send for it for her.

Coroner—Ha! ha! that's my opinion.

Q.—Did you hear any threat yourself? or were you ever told of any by any of the domestics in the house, as having been used by Mrs. Cunningham towards Mr. Burdell? A.—I never heard her directly say so; but she said it was time that he was out of the world, for he was not fit to live in it, or something like that; her elder daughter, Augusta, said the same; she said he was a bad man.

Coroner—I knew Mary; I knew that you carried your tail behind you, by gracious! [Laughter.]

Witness—I joked her, and said I supposed if he was married it would not be so; I meant to say, if he had had any one to guide him—for he had got a strange way.

Q.—Did they say this in the presence of Mr. Eckel? A.—Yes, Sir, at the breakfast table.

Coroner—That is right.

Witness—The Monday after that, however—he could not get in on the Sunday night—and—

Coroner—Stop a moment—stop a moment!—Now you're coming out brilliantly. Now, Mary, like a good girl as you are, doing the State some service, can you tell me whether Mr. Eckel made any reply to that conversation. A.—Yes, Sir. Will you allow me to tell you one thing?

Coroner—Yes, I will Mary; and be very happy to hear you.

Witness—The Sunday night after, they had loud words. (The Doctor was in the habit of going to Brooklyn every Sunday.)

Coroner—Tell it easy, Mary; they (referring to the reporters) want to get it. These men are not going to annoy you. Some of them are old, stale bachelors, and their hearing is bad. If you asked one of them to kiss you, he wouldn't hear it. [Laughter.] Go on, now, and tell it out.

Witness—On Sunday night was a week; he came to the door and could not get in; we were all pretty early to bed; the cook and myself were ordered early to bed; I guess it was nearly ten o'clock when we were settled in bed.

Q.—Was Mrs. Cunningham in the habit of ordering you to bed at any other night? A.—No, Sir; only latterly, for the past three or four nights; she would not rest till she got us to bed, especially that Saturday night, and Sunday she would have us go, and it was a very severe night on Sunday week.

Q.—Do you mean Saturday night week, or last Saturday? A.—Oh! no, Sir; I was not there last Saturday; on Sunday night we were in bed, and I had lain down; I was in the habit of turning out the gas in the entry and looking at the door to see it was all right; the Doctor was very particular about this lock, and I always left it right for him. On Sunday night, when I was lying some time in bed, I heard a noise down stairs at the door; I said to Hannah, there's a great noise down stairs, like as if some one was there; Hannah said, hush up! it is nothing; Mr. Snodgrass lay opposite to us in the attic, and Mrs. Cunningham's two sons and his brother were all there.

Q.—And they slept in the attic back room, was it? A.—The front room and we slept in the middle room between; I said to Hannah I did not like the noise; I had heard a similar noise one night before, for I am very easily awoke; I told Mrs. Cunningham about that, and she said, laughing, "Oh! how easily you are awoke;" I was afraid of the robbers getting in; this Sunday night I thought I heard the bell ring; it was a very severe night, and I said, "What will I do?" I was undressed, and I called to young Mr. Snodgrass, "Will you for any sake get up and let the Doctor in, for I am undressed, and I will do as much for you again;" he went, and there was some loud talk between him and the Doctor at the door; the Doctor seemed to think that some one had bolted the door after him; the Doctor came up and seemingly went to bed; young Mr. Snodgrass was seemingly very mad with him.

Q.—Did you hear any words used by Mr. Snodgrass as he returned to his bedroom on the attic story? A.—Yes, Sir; he said he (the Doctor) ought to get his head knocked in, or something like it; the old fellow had abused him for his trouble in going down; he (Snodgrass) said it was the latch-key had gone wrong; I went to bed then, and on Monday they talked the matter over at table.

Coroner—Stop a moment—I beg your pardon—on Monday morning?

Witness—Yes, Sir.

Q.—What did they say? A.—They said, what an old devil he was, or something like that.

Q.—Who said that? A.—They all said that.

Q.—Did Mr. Snodgrass say that first? A.—No, I think he had gone away before the regular breakfast; but Eckel always waited for his breakfast.

Q.—What did Eckel say in this regard? A.—They all seemed to say that he should have been let stay out; and then I made the remark and said, that he was the master of the house, and that they ought not to keep a dog out, such a night, let alone him.

Coroner—That is true, Mary, I hope you will never be kept out.

Q.—Did Mr. Eckel say that his head ought to be knocked off? A.—No, he did not use that word.

Q.—What did he say? A.—Well, Sir, the fact of the matter was, as far as I can remember, and the word he used was this; that it would be little matter if he did get a knock, if it could be done handy.

Coroner—Aha! good for him.

Witness—And I thought it was a very unkind word for him.

[Witness gave this testimony with seeming reluctance, and said, I feel very ill to have to do this, but I must.]

Coroner—You must, my dear! If you did not do it, you remember one thing Mary, whatever sins we may commit in this world, no matter how deep their character may be, that none of them can be compared with the violation of an oath.

Witness—Yes, Sir.

Coroner—My dear, I am not accusing you of anything of the kind. For on the contrary I think you show more sterling honesty than anybody I have examined yet.

Witness resumed—He (Eckel) sat beside Mrs. Cunningham, and he looked so (leeringly) at her, and I hated to look at him at the same time; I said he wasn't just what he should be; she laughed and said: "You should not speak so unkindly as that."

Q.—What else occurred? A.—On Monday the Doctor spoke to me about his door, and asked how it was I say; "Dr. Burdell, I examined the door before I went to bed; we were sent to bed pretty early, and I thought the bolt was in it;" says he, "there is something in it;" Eckel lost his coat out of the hall, and he went and put on a new lock; then, Sir, he went in the morning and put a new lock on; I examined the bolt of the hall door myself before I went to bed; I don't know, however, who came down after that; there was a great deal of noise in the house before the Doctor came in; I examined the hall door, I say, before I went to bed, and there was nothing that could prevent him from opening it with his latch-key, to my idea.

Q.—Used the door to be bolted any night? A.—No, Sir; yes, there was one night that it was bolted.

Q.—What night was that? A.—There was twice that it was bolted, and even the little shutters at the sides were closed; Mr. Eckel had got the habit of going down stairs and going about the place, as he seemed to be taking the mastery of the house on him.

Q.—Was the master of the house in at that time? A.—No, Sir; he was generally in about 9½ or 10 o'clock; he was not later than 10; he was a very particular gentleman.

A Juror understood the witness to say that at another time the Doctor had not come in until 12 o'clock at night.

Witness—It was not twelve o'clock; he never was out till twelve to my knowledge; he was a very particular man; men would come looking for him in the evening, and they would generally find him in his room.

Q.—Was he a passionate or quiet man? A.—He seemed to me to be a very singular sort of gentleman; very eccentric, as I might call it; but when Mrs. Cunningham or some of their own affairs would put him [illegible]

[illegible]

[illegible]

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